

## **Planning Commission Agenda**

### October 22, 2019 6:00 PM, Council Chambers, Independence City Hall

City Code Chapter 14 and the staff reports are entered into the record.

- I. CALL TO ORDER
- II. ROLL CALL
- III. CITIZEN REQUESTS
- IV. CONTINUED PUBLIC HEARING
  - A. Case 19-125-01 Rezoning and Preliminary Development Plan 2805 S. Sterling Cal Lawanson requests to rezone the property from R-6 (Single-Family Residential) to R-18/PUD (Medium Density Residential/Planned Unit Development) and approve a Preliminary Development Plan.

#### V. PUBLIC HEARING

- A. Case 19-125-02 Rezoning and Preliminary Development Plan Independence Commerce Center 2700/2800 S. Little Blue Parkway Van Trust Real Estate, LLC requests to rezone the property from I-1 (Industrial) and R-6 (Single-Family Residential) to BP/PUD (Business Park/Planned Unit Development) and approve of a Preliminary Development Plan.
- B. Case 19-175-04 Unified Development Ordinance Amendment The City proposes Unified Development Ordinance Amendment #40 pertaining to Short-Term Rentals.

#### VI. APPROVAL OF MINUTES

October 8, 2019

- VII. ROUNDTABLE
- VIII. ADJOURNMENT

# City of Independence

## AGENDA ITEM COVER SHEET

## **Agenda Title:**

Case 19-125-01 – Rezoning and Preliminary Development Plan – 2805 S. Sterling – Cal Lawanson requests to rezone the property from R-6 (Single-Family Residential) to R-18/PUD (Medium Density Residential/Planned Unit Development) and approve a Preliminary Development Plan.

Department:	Contact Person:
REVIEWERS:	
Planning Commission	Approved
Council Action:	Council Action:

### **ATTACHMENTS:**

- Application
- Staff Report
- Comp Plan Map
- Zoning Map
- Site Map

Rezoning/PUD

19-125-01

City of Independence, Missouri	i
Property Location/Address:28	805 STERLING
	ict R-18PUD Site Acreage 0.31
	by if description is metes and bounds):
APPLICANT (DEVELOPER): Name CAL LAWANSON	
Address <u>9625 NF CHERRY COURT</u> City KANSAS CITY	State MO Zip
Phone _816 332 5823	Cell
E-Mail	Fax
PROPERTY OWNER: NameTHE KINGSMAN INVESTME	
Address 9625 NE CHERR COURT	
City KANSAS CITY	State MO Zip 64155
	Cell SAME
	OM Fax
Surveyor/Engineer: Name J & J SURVEY	
Address 6500 NW TOWER DR	
City KANSAS CITY	State MO Zip 64151
	Cell 816 457 4860
E-MailJOHN@JANDJSURVEY.CO	그렇게 그렇게 하면 하면 하면 이 가지 않는데 하면 하는데 하는데 하면 되었다. 그렇게 되었다.
Name OL LANDAKS	ml
Address 9625 NE CHER	ery ci
City Kansas City	State MO Zip 64155
Phone 8/6-332-5823	Cell 816 - 332 - 5823
E-Mail Callawanson@gma	il. com Fax
Applicant's Signature	Cal Lawanson



## Kingsman Investment LLC

"You need it, We find it"

07/16/2019
Independence Community Development
Planning Division
111. E. Maple Avenue
Independence MO.64050

Dera Sir/Ma,

RE: Rezoning Application for 2805 Sterling Avenue From District R6 to R-18PUD, Englewood view Lots 13&14 { EX PT IN ROW}

We, The Kingsman Investment llc is applying for rezoning of the above mentioned property from its present classification to a Multi-Family structure classification.

We want to be able to provide more choices of accommodation to the residents of Independence Missouri.

We are invested in working with the City of Independence for its continued development.

Thank you in advance for your kind consideration and rezoning approval.

Yours Sineerely/

Cal Lawanson

Chief Operating Officer

The Kingsman Investment Ilc.

9625 NE CHERRY COURT KANSAS CITY, MISSOURI, USA 64755



Kingsmaninvestmentflc@gmail.com CLC111E011 Owner: SCHWOPE C TYLER & LORI A-TRUSTEES

Address: 2727 S STERLING AVE APT A, INDEPENDENCE

Owner: PARKER ISL LLC

Address: 2726 S ENGLEWOOD TER, INDEPENDENCE

Owner: VAN BIBER TOM C

Address: 2800-2804 S ENGLEWOOD TER, INDEPENDENCE

Owner: HARRY S TRUMAN CHILDRENS NEUROLOGICAL

Address: 2828 S ENGLEWOOD TER, INDEPENDENCE

Owner: SUPERIOR PROPERTIES LLC

Address: 2829 S STERLING AVE, INDEPENDENCE

Owner: AMOR ALLAN & LAURA A

Address: 2804 S STERLING AVE, INDEPENDENCE

Owner: HALAMA BELCHER LYNN

Address: 2800 S STERLING AVE, INDEPENDENCE



# Planning Commission Staff Report

**MEETING DATE:** October 22, 2019 **STAFF:** Stuart Borders, Senior Planner

**PROJECT NAME:** Lawanson Rezoning (REVISED)

CASE NUMBER / REQUEST: 19-125-01 – Rezoning from R-6 to R-18/PUD and approval of a

Preliminary Development Plan for 2805 S. Sterling Avenue

**APPLICANT:** Cal Lawanson

**OWNER:** The Kingsman Investment LLC

PROPERTY ADDRESS / LOCATION: 2805 S. Sterling Avenue

#### **SURROUNDING ZONING / LAND USE:**

**North:** R-18/PUD; multi-unit apartment building, duplex

**South:** R-6; Single family home

**East:** R-18/PUD; triplex

**West:** R-6; single family homes, vacant lot

#### **PUBLIC NOTICE:**

- S Letter to adjoining property owners August 5, 2019
- S Public Notice published in the Independence Examiner August 10, 2019
- Sign posted on property August 9, 2019

#### **RECOMMENDATION**

Staff recommends **approval** of this rezoning request and the revised preliminary development plan with the following conditions:

- 1. While S. Sterling Avenue is classified as an Arterial street by the City's Thoroughfare Plan and thus requires a building setback of 50 feet, the proposed building should have a similar setback to other buildings along the street.
- 2. As the property to the south remains zoned R-6 (Single Family Residential), a buffer screen comprised of fencing and landscaping must be provided along the south property of this lot, in accordance with Section 14-503-07.
- 3. The final building plans must utilize design elements common with other residential structures on the corridor. These elements include roof forms and façade materials.
- 4. Reduce the amount of outdoor parking from nine spaces to seven spaces for a total of ten spaces for this triplex (includes three garage spaces).
- 5. The width of the area between the north side of the building should be reduced by at least 2.5 feet to increase the building setback along the south property to seven feet and increase the depth of the outdoor parking spaces to 18 feet.

#### PROJECT DESCRIPTION & BACKGROUND INFORMATION

#### PROJECT DESCRIPTION:

Cal Lawanson requests to rezone the property at 2805 S. Sterling Avenue from R-6 (Single-Family Residential) to R-18/PUD (Medium Density Residential/Planned Unit Development) and approve a Preliminary Development Plan to construct a three unit residential building.

Current Zoning: R-6 (Single Family Residential) Proposed Zoning: R-18/PUD (Medium

Density

Residential/Planned Unit

Development)

Current Use: Undeveloped Proposed Use: Three unit building

Acreage: 0.32 acres +/- Building Square Foot: 6,600 SF +/-

#### **BACKGROUND & HISTORY:**

At its September 24 meeting, the Planning Commission continued this application to the October 22 meeting to provide the applicant an opportunity to improve the preliminary development plan taking into consideration issues raised during that meeting. Primary issues included building/parking setback, access to S. Sterling Avenue, and the number of parking spaces provided. Based upon these issues, the applicant revised the site plan as follows:

- 1. Rotated the building to face north and shifted it south placing parking on the north side of the site.
- 2. Consolidated the previous two driveways into a single, wider drive onto S. Sterling Avenue to access the parking area on the north side of the lot.
- 3. Provided nine outdoor parking in addition to the three indoor garage spaces for a total of 12 spaces (four spaces per unit). However, staff believes the number of spaces could be reduced to seven outdoor spaces thus providing 3.33 spaces per unit.

The building design remains the same however: a roughly 6,600 square foot building divided into three, two-story living units with all of the units featuring a three bedroom layout with a single car garage. The exterior will be composed of brick and hardy board siding for their low maintenance qualities. These will be market rate units with the rental range being between \$825 and \$875 a month.

#### **ANALYSIS**

#### Consistency with Independence for All, Strategic Plan:

This proposed rezoning contributes to the Strategic Plan goal of growth by providing new housing units to fill a market need for this type of residence. These market rate units will provide modern workforce housing for citizens of the City.

**Comprehensive Plan Guiding Land Use Principles:** 

The plan designates this area for Residential Neighborhoods. The plan recommends that infill construction blend into the character of the existing homes to avoid glaring contrasts between new and old properties. This area of the City has both multi-unit apartment buildings and triplexes so this development is in character with those.

#### **Historic and Archeological Sites:**

There are no apparent historic/archeological issues with these lots.

**Public Utilities/Streets:** All utilities are available to the site, the property has direct access onto S. Sterling Avenue.

#### **REVIEW CRITERIA**

Recommendations and decisions on rezoning applications must be based on consideration of all of the following criteria:

1. Conformance of the requested zoning with the Comprehensive Plan.

The Comprehensive Plan envisions the subject property for 'Residential Neighborhood'. The proposal adds to the mixture of single family homes, duplexes, and apartments along this segment of S. Sterling Avenue.

2. Conformance of the requested zoning with any adopted neighborhood or sub-area plans in which the property is located or abuts.

There are no neighborhood or sub-area plans for this part of Independence.

3. The compatibility of the proposed zoning with the zoning and use of nearby property, including any overlay zoning.

This proposed level of residential zoning, R-18/PUD, and its allowed uses, is compatible with zoning and use of the immediate surrounding property. There are multi-family zoned properties to the north and east of this site, and also across S. Sterling to the northwest and southwest. Housing types along the corridor range from single family homes on larger residential lots to duplexes, to apartments, to senior housing.

4. The compatibility of the proposed zoning and allowed uses with the character of the neighborhood.

As mentioned previously, the types of residential development along this segment of the S. Sterling corridor vary, and as such, and one could argue that its character is transitioning from the older single family homes to a mixture of more medium and higher density residential uses.

5. The suitability of the subject property for the uses to which it has been restricted under the existing zoning regulations.

South Sterling Avenue south of E.  $23^{rd}$  Street has realized a minimal amount of construction of single family homes in the last 15 years.

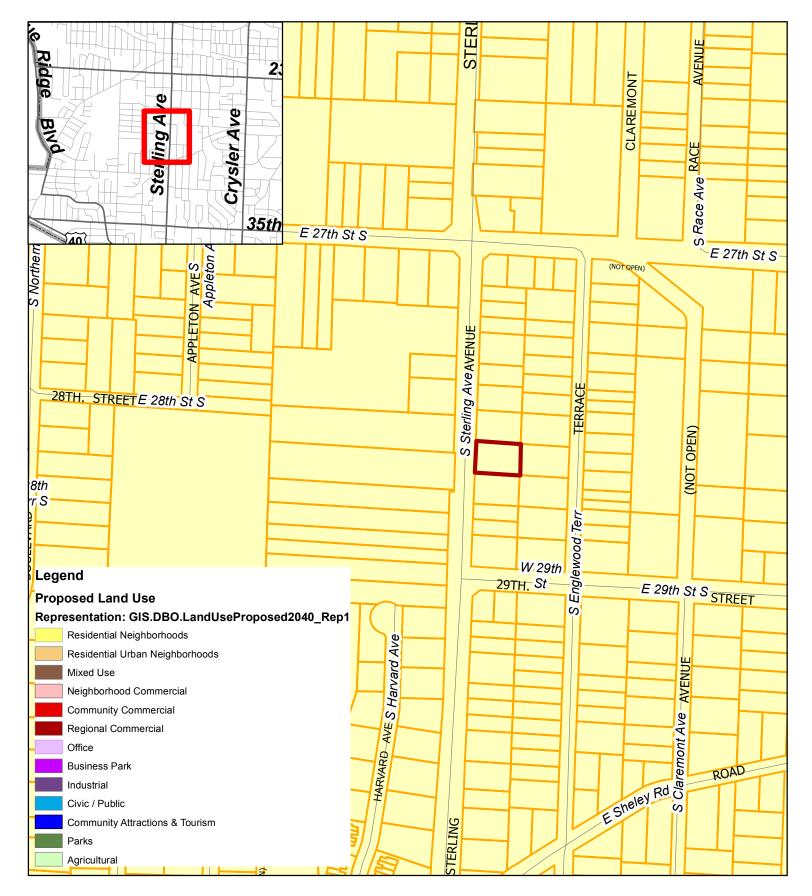
- **6.** The length of time the subject property has remained vacant as zoned. From the information available, these two lots have been vacant since at least 2004.
- 7. The extent to which approving the rezoning will detrimentally affect nearby properties.

  The proposed rezoning and the construction of a triplex here is not expected to detrimentally affect nearby properties as the site is situated between an apartment building to the north, a triplex to the east, and a single family home to the south.
- 8. The gain, if any, to the public health, safety and welfare due to denial of the application, as compared to the hardship imposed upon the landowner, if any, as a result of denial of the application.

It is not expected that the approval of this application will have any effect to the health, safety, or welfare of the public. If denied, the applicant could construct a single family home on each of the two lots which would eliminate one dwelling unit for rent.

#### **EXHIBITS**

- 1. Applicant's Letter
- 2. Mailing Affidavit
- 3. Mailing List
- 4. Comprehensive Plan Map
- 5. Zoning Map





## **Comp Plan Map**

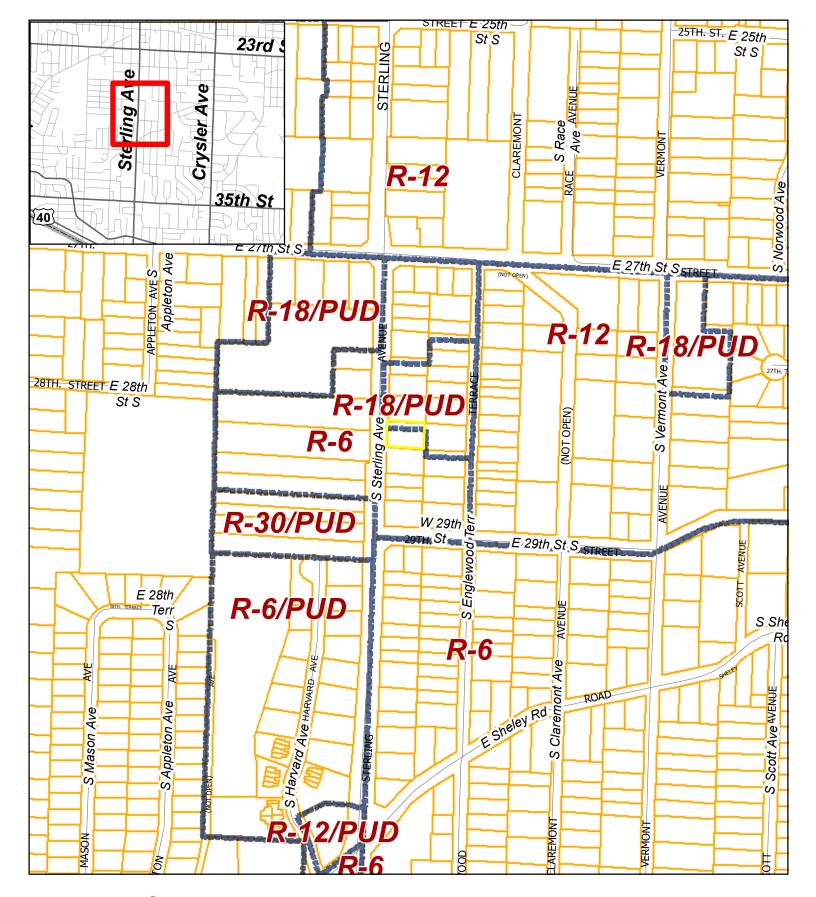
Case#: 19-125-01

Owner: Kingsman Investment, LLC  $\,_{0}$ 

Address: 2805 S. Sterling Ave.



0.0275 0.055 0.11 Miles





## **Zoning Map**

Case#: 19-125-01

Owner: The Kingsman Investment LLG 0.0325 0.065

Address: 2805 S Sterling Ave.



0.13 Miles

2802 STERLING AVE. INDEPENDENCE, MO **XAJAIRT** Independence, MO Zoning and City Wide Information LEGAL DESCRIPTION WEST ELEVATION
Scale 1/8"=1'-0" LOT 65 LOT 63 107 1019 LOT 15 LOT 16 LOT 17 LOT 18 - <del>C STERLING AVE</del>. LOT 5 LOT6 LOT 7 LOT 1 LOT 2 Page 12 of 56

# City of Independence

### AGENDA ITEM COVER SHEET

## **Agenda Title:**

Case 19-125-02 – Rezoning and Preliminary Development Plan – Independence Commerce Center – 2700/2800 S. Little Blue Parkway – Van Trust Real Estate, LLC requests to rezone the property from I-1 (Industrial) and R-6 (Single-Family Residential) to BP/PUD (Business Park/Planned Unit Development) and approve of a Preliminary Development Plan.

Department:	Contact Person:
REVIEWERS:	
Planning Commission	Approved
Council Action:	Council Action:

### **ATTACHMENTS:**

- Staff Report
- Application
- Notification Affidavit
- Letter from Applicant
- Plat



# Planning Commission Staff Report

**MEETING DATE:** October 22, 2019 **STAFF:** Brian Harker, Planner

PROJECT NAME: Independence Commerce Center Rezoning/Planned Unit Development

**CASE NUMBER:** 19-125-02

**REQUEST:** Rezoning from I-1 (Industrial) and R-6 (Single-Family Residential) to BP/PUD

(Business Park/Planned Unit Development) and approval of a Preliminary

Development Plan/Plat for 2700/2800 S. Little Blue Parkway

APPLICANT: Van Trust Real Estate, LLC

**OWNER:** The Gathering Baptist Church

PROPERTY ADDRESS/LOCATION: 2700/2800 S. Little Blue Parkway

#### **SURROUNDING ZONING/LAND USE:**

North: R-6/PUD...undeveloped tract/field
South: R-6...undeveloped tract/field
East: R-6...undeveloped tract/field
West: I-1...undeveloped tract/field

#### **PUBLIC NOTICE:**

- S Letter to adjoining property owners October 4, 2019
- § Public Notice published in the Independence Examiner October 5, 2019
- Sign posted on property October 3, 2019

#### **RECOMMENDATION**

Staff recommends **approval** of this rezoning request and the accompanying Preliminary Development Plan/Plat with the following conditions:

1. Provide revised elevation drawings showing torquiois colored and masonry façade treatments around the corner entrances.

#### PROJECT DESCRIPTION & BACKGROUND INFORMATION

#### **PROJECT DESCRIPTION:**

Van Trust Real Estate, LLC requests to rezone the property located at 2700/2800 S. Little Blue Parkway from I-1 (Industrial) and R-6 (Single-Family Residential) to BP/PUD (Business Park/Planned Unit Development) and approval of a Preliminary Development Plan/Plat.

**Current** R-6 (Single Family Residential) **Proposed Zoning:** BP/PUD (Business Park

**Zoning:** and I-1 (Industrial) /Planned Unit Development)

Current Use:Undeveloped TractProposed Use:Two warehouse buildingsAcreage:36.3322 acresBuilding Square329,680 and 236,080 square

**Footages:** feet

#### **BACKGROUND & HISTORY:**

Van Trust Real Estate, LLC requests approval for a warehouse/distribution development, called Independence Commerce Center, located approximately two blocks northwest of the intersection of the Little Blue Parkway and R.D. Mize Road. The development will consist of two adjacent lots on 36.3-aces sitting between Little Blue Parkway and Jackson Drive. Each lot will contain a warehouse building. The southern, 15.78-acre lot, will contain a 236,080-square foot building. The northern, 20.55-acre lot, will contain a 329,680-square foot building. The development is speculative in nature. Rather than structures built-to-suite, they will be constructed to provide the City of Independence with an inventory of marketable industrial/warehouse space.

The properties will share access drives leading from the rights-of-way and circulating around both properties. Cross-access easements will be necessary when a Final Plat is recorded. Landscaping, utilities, and private infrastructure will be maintained by the owner of the individual lots. At this time no covenants, grants of easements, or other restrictions have been created. The Final Development Plan will be the controlling text and drawing for building design, landscaping and site layout. The Final Development Plan will include public utility main extensions and appropriate easements upon final design.

#### **ANALYSIS**

#### Consistency with Independence for All, Strategic Plan:

This proposed rezoning contributes to the Strategic Plan by allowing the construction of two buildings to fill a need for warehouse/distribution space in the market that contributes to the growth goal outlined in the strategic plan by increasing the economic prosperity of the community through the creation or retention of industrial and warehousing jobs.

#### **Comprehensive Plan Guiding Principles:**

The comprehensive plan designates this site for Business Park uses. The development of this speculative warehouse/distribution space contributes to the guiding business & jobs principle outlined in the plan to, "promote growth, innovation, investment and opportunity." It does this by directly addressing the guiding land use principle of providing sufficient opportunity for industrial development sites within the community and promote diversification of the City's commercial/industrial base.

#### **Historic and Archeological Sites:**

There are no apparent historic/archeological issues with these lots.

#### **Public Utilities:**

All utilities are available to the property. Sanitary sewer is currently on the east side and north sides of the property. Water mains are located on both the east and west sides of the property along the Little Blue Parkway and Jackson Drive, respectively. A 6-inch gas main is located at the intersection of R.D. Mize Road and Little Parkway, and it can be extended north up Little Blue Parkway to the property. An Independence Power and Light (IPL) transmission line is located along the western perimeter of site and can serve the development from that line. Comcast fiber lines were recently installed in the Little Blue Parkway right-of-way adjacent the property. Preliminary utilities and easements are shown on the utility plan.

#### **Streets and Access:**

Given the limited number of median crossings permitted along Little Blue Parkway the three driveways shown along that right-of-way will be right-in and right-out only. Northbound Little Blue Parkway traffic, as well as that from RD Mize Road will access the site from Jackson Drive. This is true for both passenger cars/trucks and heavy truck traffic.

#### Landscaping/Screening/Berms:

The applicant will provide a continuous evergreen hedge (maturity to be 6 feet minimum) along the northern edge of the lot to serve as a High-Impact Screen in a 15-foot buffer from an R-6 zoning district to provide a screen of the facility. The applicant will also provide such a screen along the southern edge of the development to screen from adjacent property.

The applicant will also provide berms topped with canopy street trees in 60-foot wide setbacks along the Jackson Drive and Little Blue Parkway rights-of-way the length of the properties to screen docking and parking trucks.

Open spaces, trees and shrubbery will be provided as shown on the landscaping pages of the Preliminary Development Plan.

#### Parking:

For the parking of passenger cars and trucks, the proposed PUD would require 0.33 parking stalls per 1,000-square feet of office use and 0.50 parking stalls per 1,000-square feet of warehousing space. The northern building, on Lot 1, will have 9 ADA stalls and 173 standard stalls. The southern building, on Lot 2, will have 10 ADA stalls and 223 standard stalls.

#### **Building Design:**

The buildings' exterior material will consist of pre-cast tilt-up panels. The walls will be a blue-gray color, with be turquois around the corner entrance areas. Those corner areas will contain masonry elements as well.

The buildings' long sides will be dominated by docks for both loading and unloading. Thus the buildings, which are longer east to west than north to south, will be dominated by garage doors on the north and south sides of both buildings.

#### Flood Plain:

Given most of the property lies below the 100 year flood level, much of the property will have to be raised. The source of the fill needed to raise the site above the 100-foot level, will be from a site west of Jackson Drive. This is property where the applicant hopes to build a third warehouse/distribution building as an additional phase of the project. The proposed finished floor elevations are planned to meet the city's required 12 foot elevation above flood elevation.

#### **REVIEW CRITERIA**

Recommendations and decisions on rezoning applications must be based on consideration of all of the following criteria:

1. Conformance of the requested zoning with the Comprehensive Plan.

The Comprehensive Plan envisions the subject property for 'Business Park' uses. The category includes manufacturing, transportation and whole sale activities, office and research facilities, and limited retail and services. This land use category will have restrictions on outdoor activities and will include buffering from adjacent areas with less intense land uses;

2. Conformance of the requested zoning with any adopted neighborhood or sub-area plans in which the property is located or abuts.

The Little Blue Valley Comprehensive Plan envisions Mixed Uses for the area;

3. The compatibility of the proposed zoning with the zoning and use of nearby property, including any overlay zoning.

The BP/PUD zoning designation is compatible with I-1 zoning and industrial use to the southwest;

4. The compatibility of the proposed zoning and allowed uses with the character of the neighborhood.

The proposed BP/PUD zoning and warehouse/distribution use is compatible with nearby industrial and commercial structures;

5. The suitability of the subject property for the uses to which it has been restricted under the existing zoning regulations.

The property's industrial zoning is suitable for the envisioned industrial zones uses.

6. The length of time the subject property has remained vacant as zoned.

The property has been cropland or airport field for decades and has been actively marketed for development in recent years;

7. The extent to which approving the rezoning will detrimentally affect nearby properties.

The proposed rezoning and construction of warehouses is not expected to detrimentally affect nearby properties as the site is situated near and adjacent to other I-1 zoned properties and will be heavily screened from the R-6 zoned property to the north and any future development to the south;

8. The gain, if any, to the public health, safety and welfare due to denial of the application, as compared to the hardship imposed upon the landowner, if any, as a result of denial of the application.

It is not expected that if the PUD and zoning change were approved that this will have any effect on the health, safety, or welfare of the public. If denied, the applicant could construct warehouse/distribution buildings, without the benefits of the PUD, anywhere except on the portion of this property which is zoned R-6 however the area zones I-1 is insufficient for a development of the scale.

#### **EXHIBITS**

- 1. Applicant's Letter
- 2. PUD Application required Statements/Design Criteria
- 3. Mailing Affidavit
- 4. Comprehensive Plan Map
- 5. Zoning Map
- 6. Preliminary Site/Landscaping (Civil) Plans
- 7. Preliminary Plat
- 8. Elevations

## Rezoning - Planned Unit Development

## City of Independence, Missouri

Applicant's Signature

Property Location/Address: NW C	orner of RI	O Mize & Little	Blue Parkway Intersection	on
From District I-1 & R-6 T	District P	UD	Site Acreage 36.3 total	(PUD
Legal Description (Provide electron	nic copy if de	escription is me	es and bounds):	
See	Separate	Legal and Plar	Set	
APPLICANT (DEVELOPER):				
Name VanTrust Real Estate, LL	С		10.00	
Address 4900 Main Street Ste 4	00	-		
City Kansas City		_ State MO	Zip 64112	
Phone 816.569.1409	Cell	913.944.206	5	
E-Mail grant.harrison@vantrust	re.com	Fax 816	.569.1442	
PROPERTY OWNER:				
Name The Gathering Baptist Ch	urch	921		
Address 4505 S Noland Rd	1 2			
City Independence	_x	State MO	Zip 64055	
Phone 816.373.0106	Cell			
E-Mail		Fax		
Surveyor/Engineer:				
Name Olsson, Inc. (Brett Laurits	en)			
Address 7301 W 133rd Street St	e 200			
City Overland Park		State_KS	Zip 66213	
Phone 913.381.1170	Cell	402.403.2527	,	
E-Mail blauritsen@olsson.com		Fax 913	.381.1174	
AUTHORIZED OWNERS REPRESENTA Name David Fortner Executive F		Signer	*	
Address 2416 SW Golden Eagle	To See and the second s	Jigrici		
		State MO	Zip 64082	
Phone 816.373-0106				
E-Mail david@gatheringkc.com				
He-Mail david@gatheringkc.com		Fax		

Owner

## Rezoning - Planned Unit Development

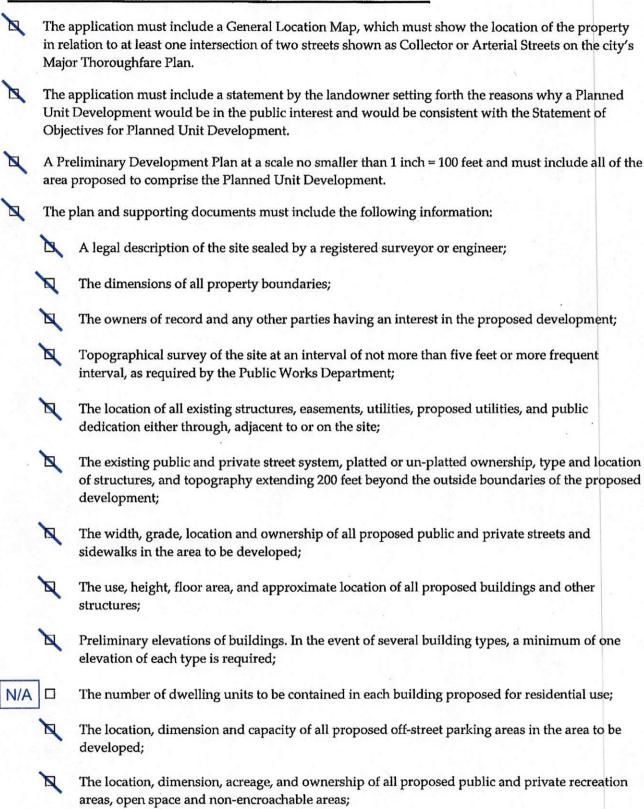
City of Independence, Missouri

From District 1-1 & R-6 To Dis	strict PUD	Site Acreage 36.3 total	(PUD
Legal Description (Provide electronic co	opy if description is me	tes and bounds):	
See Se	parate Legal and Pla	n Set	
APPLICANT (DEVELOPER):	7, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
Name VanTrust Real Estate, LLC			
Address 4900 Main Street Ste 400			
City Kansas City	State MO	Zip 64112	
Phone 816.569,1409			
E-Mail grant.harrison@vantrustre.co	om Fax 816	.569.1442	
PROPERTY OWNER:			
Name Hilburn Trucking Inc.			
Address 2920 S Jackson Drive			
City Independence	State MO	Zip 64057	
Phone 816,795,8812	Cell 309-235	-1576	
E-Mail thelhupwehilbuput	Rucking Fax 816	-795-8992	
Surveyor/Engineer:	COM		
Name Olsson, Inc. (Brett Lauritsen)			
Address 7301 W 133rd Street Ste 20	0		
City Overland Park	State KS	Zip 66213	
Phone 913.381.1170	Cell 402.403.2527	7	
	Fax 913	.381.1174	
AUTHORIZED OWNERS REPRESENTATIVE Name Ryan Hilburn Rowald L	lilly on		
Address 2920 S. Jackson Dr.	IL DURIV		
City Independence	State MO	Zin 64057	
Phone 816,795.8812	Cell 309 235		
3-Mail + hubbene hubbentouck			

Applicant's Signature

Rould Hillum Owner

## PRELIMINARY DEVELOPMENT PLAN CONTENTS



Dimensions and notes as deemed necessary to show compliance with the development standards of this article; A schedule showing the proposed time and sequence within which the applications for final approval of all portions of the Planned Unit Development are intended to be filed. The Planning Commission may either approve or modify the submitted development time schedule. The development phases as shown on the time schedule must also be indicated on the plan; N/A As part of the development time schedule each phase must have a summary of the number of units of each type of use, the number of dwelling units, the acreage devoted to residential, nonresidential, commercial, recreation, open space, non-encroachable area, streets (both public and private), off-street parking, and other major land uses, density, public lands (existing and proposed), and the total number of acres contained in each development phase; N/A A summary of the total number of units of each type of use, number of dwelling units, the acreage devoted to all major land uses, the acreage of public lands and areas proposed for public ownership, the acreage of the total area proposed to be developed, and the overall net density of the development; A statement as to the feasibility of proposals for the disposition of sanitary waste and stormwater, and how all utilities are to be provided including sewerage, water, storm drainage, gas and electricity, and how completion of all improvements is to be guaranteed; N/A A statement as to the form of ownership proposed to own and maintain the common open space, recreation facilities, non-encroachable area and any other area within the area proposed to be developed that is to be retained primarily for the exclusive use and benefit of the residents, lessee and owners of the Planned Unit Development; A statement as to the substance of the covenants, grants of easements or other restrictions to be imposed upon the use of the land; buildings and structures, including proposed easements or grants for public utilities; N/A The plan must include a tentative dedication clause for the dedication of public utility and drainage easements, street rights-of-way and the following statement: "We hereby dedicate to the City of Independence the right to regulate any construction over the area designated as common open space, open air recreation area, and non-encroachable area and to prohibit any construction within said areas and spaces inconsistent with the approved use or enjoyment of residents, lessees and owners of the Planned Unit Development"; A statement specifying those modifications, reductions and waivers being requested as part of the plan approval and setting forth reasons why, in the opinion of the landowner, such should be allowed; One north-south and one east-west elevation across the site to show typical site layout, grade, etc.; and A preliminary landscape plan to include the general extent and character of the proposed landscaping.

## **Preliminary Plat**

City of Independence, Missouri  PROJECT TITLE: Independence Commerce Center  LOCATION: NW Corner of RD Mize & Little Blue Parkway Intersection  Total acreage 36.3 Number of lots/tracts 2 Lots Property zoning PUD  Current land use I-1 & R-6 Stream Buffer? YES NO  Proposed Land Use PUD (Light Industrial/Distribution development)  APPLICANT (DEVELOPER): Name VanTrust Real Estate, LLC  Address 4900 Main Street Ste 400  City Kansas City State MO Zip 64112  Phone 816.569.1409 Cell 913.944.2065  E-Mail grant.harrison@vantrustre.com Fax 816.569.1442  PROPERTY OWNER: Name The Gathering Baptist Church  Address 4505 S Noland Rd  City Independence State MO Zip 64055  Phone 816.373.0106 Cell  E-Mail Fax  SURVEYOR/ENGINEER: Name Olsson, Inc. (Brett Lauritsen)  Address 7301 W 133rd Street Ste 200  City Overland Park State KS Zip 66213  Phone 913.381.1170 Cell 402.403.2527  E-Mail blauritsen@olsson.com Fax 913.381.1174	Tremming rate
LOCATION: NW Corner of RD Mize & Little Blue Parkway Intersection   Total acreage 36.3   Number of lots/tracts 2 Lots   Property zoning PUD	City of Independence, Missouri
Total acreage   36.3   Number of lots/tracts   2 Lots   Property zoning PUD	PROJECT TITLE: Independence Commerce Center
Current land use I-1 & R-6 Stream Buffer? YES NO Proposed Land Use PUD (Light Industrial/Distribution development)  APPLICANT (DEVELOPER): Name VanTrust Real Estate, LLC Address 4900 Main Street Ste 400 City Kansas City State MO Zip 64112 Phone 816.569.1409 Cell 913.944.2065 E-Mail grant.harrison@vantrustre.com Fax 816.569.1442  PROPERTY OWNER: Name The Gathering Baptist Church Address 4505 S Noland Rd City Independence State MO Zip 64055 Phone 816.373.0106 Cell E-Mail Fax  SURVEYOR/ENGINEER: Name Olsson, Inc. (Brett Lauritsen) Address 7301 W 133rd Street Ste 200 City Overland Park State KS Zip 66213 Phone 913.381.1170 Cell 402.403.2527 E-Mail blauritsen@olsson.com Fax 913.381.1174	LOCATION: NW Corner of RD Mize & Little Blue Parkway Intersection
APPLICANT (DEVELOPER):           Name         VanTrust Real Estate, LLC           Address         4900 Main Street Ste 400           City         Kansas City         State         MO         Zip         64112           Phone         816.569.1409         Cell         913.944.2065         E-Mail         grant.harrison@vantrustre.com         Fax         816.569.1442           PROPERTY OWNER:           Name         The Gathering Baptist Church           Address         4505 S Noland Rd           City         Independence         State         MO         Zip         64055           Phone         816.373.0106         Cell         E-Mail         Fax         State         State <t< th=""><th>Total acreage 36.3 Number of lots/tracts 2 Lots Property zoning PUD</th></t<>	Total acreage 36.3 Number of lots/tracts 2 Lots Property zoning PUD
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Name   VanTrust Real Estate, LLC	Proposed Land Use PUD (Light Industrial/Distribution development)
Name   VanTrust Real Estate, LLC	APPLICANT (DEVELOPER):
State MO Zip 64112	
Phone   816.569.1409   Cell   913.944.2065     E-Mail   grant.harrison@vantrustre.com   Fax   816.569.1442     PROPERTY OWNER:   Name   The Gathering Baptist Church     Address   4505   S   Noland   Rd     City   Independence   State   MO   Zip   64055     Phone   816.373.0106   Cell     E-Mail   Fax     SURVEYOR/ENGINEER:     Name   Olsson, Inc. (Brett Lauritsen)     Address   7301   W   133rd   Street   Stee   200     City   Overland   Park   State   KS   Zip   66213     Phone   913.381.1170   Cell   402.403.2527     E-Mail   blauritsen@olsson.com   Fax   913.381.1174     Junt   January   Januar	Address 4900 Main Street Ste 400
Phone   816.569.1409   Cell   913.944.2065     E-Mail   grant.harrison@vantrustre.com   Fax   816.569.1442     PROPERTY OWNER:   Name   The Gathering Baptist Church     Address   4505   S   Noland   Rd     City   Independence   State   MO   Zip   64055     Phone   816.373.0106   Cell     E-Mail   Fax     SURVEYOR/ENGINEER:     Name   Olsson, Inc. (Brett Lauritsen)     Address   7301   W   133rd   Street   Stee   200     City   Overland   Park   State   KS   Zip   66213     Phone   913.381.1170   Cell   402.403.2527     E-Mail   blauritsen@olsson.com   Fax   913.381.1174     Junt   January   Januar	City Kansas City State MO Zip 64112
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E-Mail blauritsen@olsson.com Fax 913.381.1174  Limit Harry	City Overland Park State KS Zip 66213
Gent Harry	Phone 913.381.1170 Cell 402.403.2527
Start Harus Applicant's Signature Owner	E-Mail blauritsen@olsson.com Fax 913.381.1174
Applicant's Signature Owner	Hant Hann
Fees \$375.00 + \$3.00/lot or tract (Effective 7/1/17) Total Due \$ \$381.00	

## **Preliminary Plat**

City of Independence, Missouri	
PROJECT TITLE: Independence Commerce Center	
LOCATION: NW Comer of RD Mize & Little Blue Parkway Intersection	
Total acreage 36.3 Number of lots/tracts 2 Lots Property zoning	PUD
Current land use I-1 & R-6 Stream Buffer	? YES NO
Proposed Land Use PUD (Light Industrial/Distribution development)	
APPLICANT (DEVELOPER):	
Name VanTrust Real Estate, LLC	
Address 4900 Main Street Ste 400	
City Kansas City State MO Zip 64112	
Phone 816.569.1409 Cell 913.944.2065	
E-Mail grant harrison@vantrustre.com Fax 816.569.1442	
PROPERTY OWNER:	
Name Hilburn Trucking Inc.	
Address 2920 S Jackson Drive	
City Independence State MO Zip 64057	
Phone 816.795.8812 Cell 309 335 1576	
E-Mail Milburwohilburwtrucking Fax 816-795-8992	
SURVEYOR/ENGINEER:	
Name Olsson, Inc. (Brett Lauritsen)	
Address 7301 W 133rd Street Ste 200	
City Overland Park State KS Zip 66213  Phone 913.381.1170 Cell 402.403.2527	
E-Mail blauritsen@olsson.com Fax 913.381.1174	
Dut House Don Day Mr. 00.	
Applicant's Signature Owner	
Fees \$375.00 + \$3.00/lot or tract (Effective 7/1/17) Total Due \$ \$381.00	

(not duplicate of Church Application)

File No. 019-1971 Independence Commerce Center September 12, 2019 V PPLAT 0191971

Preliminary Plat Property Description

All that part of an unplatted tract of land, lying in the North Half of Section 16, Township 49 North, Range 31 West, in the City of Independence, Jackson County, Missouri, described as follows:

BEGINNING at the Northwest corner of the Northeast Quarter of Section 16, Township 49 North, Range 31 West; thence South 88 degrees 09 minutes 56 seconds East, on the North line of said Northeast Quarter, a distance of 182.03 feet to a point on the West line of Little Blue Parkway right of way, as established in Document 2007E0143663, said point also lying on a non-tangent curve; thence in a Southwesterly and Southerly direction, departing said North line, on said West line and on a curve to the left whose initial tangent bears South 39 degrees 59 minutes 57 seconds West, having a radius of 3929.72 feet, an arc distance of 1540.72 feet, through a central angle of 22 degrees 27 minutes 50 seconds, to a point; thence North 88 degrees 09 minutes 01 second West, departing said West line, a distance of 832.55 feet to a point on the East line of an existing 40-foot-wide Utility Easement, as established in Book 929, Page 1213; thence North 02 degrees 19 minutes 54 seconds East, on said East line, a distance of 649.92 feet to a point on the Easterly extension of the North line of an existing 50-foot-wide Drainage Easement, as established in Book 902, Page 1553; thence North 87 degrees 40 minutes 23 seconds West, departing said East line, on said North line, a distance of 386.01 feet to a point on the East line of S. Jackson Drive right of way, as established in Document 2009E0023712, said point also lying on a non-tangent curve; thence in a Northeasterly direction, departing said North line, on said East line and on a curve to the right whose initial tangent bears North 27 degrees 24 minutes 09 seconds East, having a radius of 483.00 feet, through a central angle of 34 degrees 49 minutes 46 seconds, an arc distance of 293.61 feet to a point of reverse curvature; thence in a Northeasterly and Northerly direction, continuing on said East line, and on the East line of S. Jackson Drive right of way as established in Document 2007E0134964 and in Document 2007E0134962, and on a curve to the left, having a radius of 583.20 feet, through a central angle of 59 degrees 39 minutes 37 seconds, an arc distance of 607.27 feet to a point of tangency; thence North 02 degrees 34 minutes 24 seconds East, continuing on said East line, a distance of 0.37 feet to a point on the North line of the Northwest Quarter of said Section 16; thence South 88 degrees 09 minutes 47 seconds East, departing said East line, on said North line, a distance of 1232.10 feet to the POINT OF BEGINNING, containing 1,582,630 Square Feet or 36.3322 Acres, more or less.



September 13, 2019

#### City of Independence, Missouri

Attn: Mr. Tom Scannell, Planning Director

Ms. Kati Horner, City Engineer

111 East Maple

Independence, MO 64050

Re: Project Summary – Independence Commerce Center

Mr. Scannell and Ms. Horner:

VanTrust Real Estate is proposing to formally initiate design and agency approval processes for a project (Independence Commerce Center) located at the northwest quadrant of the Little Blue Parkway and R.D. Mize Road intersection. The project encompasses approximately 36.3 acres and is intended to be developed for light industrial/distribution land use.

There are several components to the project, including application for Planned Unit Development (PUD) zoning. The purpose of this project summary is to provide further information about the PUD application and other elements of the development:

- PUD Application Required Statements
- PUD Design Criteria
- General Project Design Background

Feel free to contact us at 913.381.1170 with any questions. On behalf of VanTrust Real Estate and the project team,

Olsson

Brett Lauritsen, PE, LEED AP

### PUD Application Required Statements

A Planned Unit Development (PUD) would be in the public interest because it allows for the necessary flexibility to bring new business and development opportunities to this property. Development of the property brings jobs, activity, and commerce to the area. Adjacent parcels are similarly zoned, and existing infrastructure and roadway adjacent the site was built to accommodate said development.

The proposed Independence Commerce Center is anticipated to begin final design, permitting, and construction of the project upon City planning approval and other necessary jurisdictional approvals.

Utilities are available to the property and can serve the development. Sanitary sewer is currently on the east side and north sides of the property. Water main is located on both the east and west sides of the property along Little Blue Parkway and Jackson Drive, respectively. Gas main (6") is currently located at the intersection of R.D. Mize Road and Little Blue Parkway, and it can be extended north up Little Blue Parkway to the property. Transmission line power (Independence Power & Light) is located along the western perimeter of the site and can serve the project from that pole line. Fiber communications (Comcast) were recently installed in Little Blue Parkway right-of-way adjacent the property.

The project is presently proposed to consist of two (2) lots. There are no formal platted common spaces or recreation facilities currently proposed with this project. Common space, pavement, sidewalks, landscape, utilities, and private infrastructure will be maintained by ownership. At this time no covenants, grants of easements, or other restrictions have been created. The project will consist of public utility main extensions and appropriate easements upon final design. Preliminary utilities and easements are shown on the utility plan included in this submittal.

### **PUD Design Criteria**

Flexibility in parking requirements, setbacks, landscaping, and building design allows the project to be more competitive, able to cater and adapt to the market. Select components of City code and design criteria related to land use, landscaping, site design and parking are requested to be modified from I-1 Zoning and other applicable, general zoning regulations.

Proposed variations for this PUD are shown on accompanying preliminary plans and listed below:

below:		141
	Base Zoning Requirement	Proposed PUD Requirement
<u>Landscape</u>	25-foot buffer setback from Property Line required for Sites larger than five (5) acres (14-503-05 B&C)	15-foot buffer setback from Property Line
	High Impact Screen-Wood Fence (14-503-07 E)	Continuous Evergreen Hedge (Maturity to be 6 ft minimum)
Parking & Design	3.5 parking stalls required per 1,000 square feet of office use (14-501-05)	0.33 parking stalls required per 1,000 square feet of office use
	1.0 parking stalls required per 1,000 square feet of Warehousing (14-501-05)	0.50 parking stalls required per 1,000 square feet of Warehousing
	All parking must be on a paved, all-weather surface. (14-501-10-B. C)	All parking surfaces must be appropriate for use and maintained to remain in good operating order (inc. trailer storage areas) with materials complying with the City's Public Works Manual
	Perpendicular Parking Dimension 9 ft wide x 18 ft deep x 26 ft aisle (14-501-12-B)	Perpendicular Parking Dimension 9 ft wide x 18 ft deep x 24 ft aisle for vehicles (not applicable to trucks)
	3 Bicycle Spaces or 5% of required off-street spaces are to be provided, and after 50 are provided than 2% of required off-street spaces are also required. (14-501-08-A1)	Bicycle parking may be provided at decision of owner and or tenants, but bicycle parking or racks are not required.

#### **Base Zoning Requirement**

#### **Building Design**

Any façade material and building requirements, design components and parking arrangement according to Chapter 14 Article V applicable to light industrial, distribution or warehousing use. (14-506)

### **Proposed PUD Requirement**

Exterior Materials shall be 100% masonry (exclusive of doors and windows). Architectural metals may be utilized to accent the design but may not exceed 5% of the total wall surface area on which it occurs. (ie entry canopies, sunshades, etc)

The following materials shall be considered as masonry:

Sitecast concrete (tilt-wall) panels with textured coating finish Precast Concrete Brick Stone (natural or manufactured) Cast Stone Plaster (stucco) Other (cementious materials)

#### **General Project Design Background**

Several important considerations regarding design, schedule, and feasibility of the overall project were investigated during due diligence efforts the past several months. Additional background information is provided below for context in conjunction with the submittal and preliminary design.

#### Site Plan & Landscape Design

Industrial warehousing developments are unique from an operational standpoint, and require significant area for truck operations, limiting usable area around the site perimeter. Proposed design elements of the project related to setback, parking ratios, screening and building architecture are very similar to those from Industrial "I" zoning designations but select components have been modified slightly within the proposed PUD.

#### Floodplain

This site currently lies within FEMA's Flood Plain mapping (Zone AE, Base Flood 753.50). Separately from FEMA, the US Army Corps of Engineers studied this segment of the Little Blue River in 2016. Its model independently determined the Base Flood Elevation as 756.30. The study was obtained by Olsson and upon review the model appears to be very credible.

To mitigate risk of future FEMA map revisions which are anticipated to closely reflect results from the CORPS study, the design and ownership team are considering the CORPS model the baseline of design. Thus, proposed building Finished Floor Elevations and pavement elevation at docks are set at 961.30 and 957.30, respectively, to meet the City's 12" freeboard requirements above base flood elevations (CORPS modeling 756.30). A floodplain development application is included with submittal.

#### Storm Water Drainage & Detention

Being in the floodplain, this site is very flat in today's farmed conditions. The large footprints of the proposed building make storm drainage a challenge. No storm water detention is proposed.

The current preliminary design approach intends to direct a majority of site runoff north and east to the existing box culvert below Little Blue Parkway (mirroring existing conditions). There are other lower areas serving as collection/wetland-type areas with appropriate vegetation. Thus, traditional detention and outlet design are not part of this submittal. However, depressed areas have the capacity to withhold a 1-year annual rainfall event, but not the 100-year event as required by City code. Key project and site constraints contributed to omission of storm water detention:

Proximity to Little Blue River – Olsson has obtained the CORPS Hydrologic Model. After completing a desktop review of the model as it relates to the project and proximity to the river, we do not believe detaining storm water to be beneficial to management of peak storm water flows. Omitting storm water detention was also discussed with City leadership prior to this application and VanTrust Real Estate engaging in this opportunity.

Site Topography & Earthwork – The site topography is flat and the size of proposed buildings create very long drainage travel distances. Raising the site several additional feet to accommodate either swales or below grade pipe systems is not practical from design or financial standpoints. Presently, the finished floor elevations of the buildings are set approximately 8 feet above existing grade. Additionally, existing sanitary sewer trunk main in the eastern portion of the site restricts deeper excavation and further limits drainage, site, and topography improvements.

Landscape & Berm Screening – Screening required by zoning ordinance hinder grading and storm water management design flexibility. Few berms are included in the design given the limited space, as well as overall proposed elevations of much the site being above (and not equal to) adjacent right-of-way and roadway grades.

#### Traffic & Roadway

A comprehensive traffic study is included in the rezoning/PUD submittal. This study incorporates potential future development of approximately 38 *additional* acres west of Jackson Drive. However, this 38-acre development is <u>not</u> included in the rezoning/PUD submittal.

The intent of including the additional 38 acres west of Jackson Drive is to analyze the roadway network in a "worst-case full build-out" scenario (approximately 75 acres). Should the adjacent 38-acre development begin to materialize, elements of the traffic study may need to be updated accordingly (re: trip generation, access, phasing/scenarios, etc).

Three (3) southbound right turn lanes on Little Blue Parkway are shown on the current site plan. These are not warranted based on traffic study analysis. However, with the posted speed limit of 50 miles per hour and considering motorist safety and truck operations, they are shown. Final design may or may not include all three access points. The turn lanes have not been designed, but are shown to meet minimum Missouri Department of Transportation (MoDot) Design Standards for turn lane deceleration and taper lengths (160 and 100 feet, respectively) given the posted speed limit.

### Independence Commerce Center

Official Use Only - Do not write in this are	<u>a.</u>
Permit is NOT valid until this area has been	completed.
Permit #	
Work Order #	
Expiration date	-

## Floodplain Development Permit Application

City of Independence Public Works - Engineering 111 E. Maple Ave, Independence, MO 64050 (816) 325-7617



(Allow a minimum of five (5) business days for processing after ALL information has been received.)

For further information or guidance, an appointment may be necessary with a City Floodplain Specialist.

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□ Yes	⊠ No
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M Yes	□ No
wn) Varies. S	See Site Plans.
	□ Yes  ace of a perm  crease in the  May Yes

elevated one foot (1') above the base flood elevation.

This permit is used with the condition that the developer/owner will provide an Elevation Certificate by a registered engineer or land surveyor.

	Flood Elevation FIRM Little Blu hilable on FIRM N / A	ie River P	anel Number of	FIRM 29095C030 29095C030	
Source if not ava	madie on Pikivi				
	Vork Distribution warehouse de	evelopment	. Proposed wo	rk includes mass gr	rading
and private site	e development.				
Section 2: Flo	oodplain Construction				
Class of Work:	Filling	<b>x</b> Excav	ation		
Clubb of Work.	□Minor Improvements		ntial Improveme	ents	
	□Construction Renovations		Construction		
	Fee Item				Fee
Floodplain Deve	elopment Fee			= \$_	
Post-Construction	on Permit Fee (fee not obtained in	advance)	2X Fee	= \$ _	
				$\underline{\mathbf{Total}\;\mathbf{Fee}} \;\; = \$$	
Section 3: Re	quired Information from A	pplicant	j.		
1. Other require	ed permits:				
a. Co	orp of Engineers 404 Permit	xx Yes	□ No		
	ate Permit	▼ Yes	□ No		8
	ocal Levee District	□ Yes	⊠ No		
	ocal Drainage District	□ Yes	⊠ No		
e. Ot	her	□ Yes	No No		
engineer, arc new or subs	etion of the project, the develope chitect, or land surveyor of the "As- tantially improved building cover Certificate of Occupancy from being	S-BUILT" lered by this	owest floor (incl	luding basement) elev	vation of ar
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Development and the formula to the

Extensions will be granted a five (5) business day grace period. Failure to apply for the extension within five (5) business days of the permit expiration date may result in a new permit application. Extension requirements and availability may vary based upon permit type, work performed, good faith effort of reasonable progress, or other factors.

Date Extension Granted | New Expiration Date

#### GENERAL FLOODPLAIN DEVELOPMENT STANDARDS

## For more detailed information see The City of Independence Public Works Regulations (Chapter 17)

- 1. Anyone working as a company in the City is responsible for obtaining a Business License prior to performing work.
- 2. The contractor shall be required to repair all areas disturbed during work activities to equal or greater condition.
- 3. The lowest level of any substantially improved residential or commercial building shall be elevated one foot (1') above the base flood elevation.

### Section 5: Permit Issuance Requirement Checklist

Required on All Permit Applications	Contract	Contractor TBD	
1. Business License Number	□Yes	□No	
2. Contact Information of Field Supervis	or □Yes	□No	
3. Missouri One Call Ticket Number □Yes		□No	
Other Possible Requirements			
4. Corps of Engineers 404 Permit	⊠Yes	□No	
5. State Permit	wYes	□No	
6. Local Levee District	□Yes	⊠No	
7. Local Drainage District	□Yes	⊠No	
8. Other	□Yes	⊠No	

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File No. 019-1971 Independence Commerce Center September 12, 2019 V\_PPLAT\_0191971

Preliminary Plat Property Description

All that part of an unplatted tract of land, lying in the North Half of Section 16, Township 49 North, Range 31 West, in the City of Independence, Jackson County, Missouri, described as follows:

BEGINNING at the Northwest corner of the Northeast Quarter of Section 16, Township 49 North, Range 31 West; thence South 88 degrees 09 minutes 56 seconds East, on the North line of said Northeast Quarter, a distance of 182.03 feet to a point on the West line of Little Blue Parkway right of way, as established in Document 2007E0143663, said point also lying on a non-tangent curve; thence in a Southwesterly and Southerly direction, departing said North line, on said West line and on a curve to the left whose initial tangent bears South 39 degrees 59 minutes 57 seconds West, having a radius of 3929.72 feet, an arc distance of 1540.72 feet, through a central angle of 22 degrees 27 minutes 50 seconds, to a point; thence North 88 degrees 09 minutes 01 second West, departing said West line, a distance of 832.55 feet to a point on the East line of an existing 40-foot-wide Utility Easement, as established in Book 929, Page 1213; thence North 02 degrees 19 minutes 54 seconds East, on said East line, a distance of 649.92 feet to a point on the Easterly extension of the North line of an existing 50-foot-wide Drainage Easement, as established in Book 902, Page 1553; thence North 87 degrees 40 minutes 23 seconds West, departing said East line, on said North line, a distance of 386.01 feet to a point on the East line of S. Jackson Drive right of way, as established in Document 2009E0023712, said point also lying on a non-tangent curve; thence in a Northeasterly direction, departing said North line, on said East line and on a curve to the right whose initial tangent bears North 27 degrees 24 minutes 09 seconds East, having a radius of 483.00 feet, through a central angle of 34 degrees 49 minutes 46 seconds, an arc distance of 293.61 feet to a point of reverse curvature; thence in a Northeasterly and Northerly direction, continuing on said East line, and on the East line of S. Jackson Drive right of way as established in Document 2007E0134964 and in Document 2007E0134962, and on a curve to the left, having a radius of 583.20 feet, through a central angle of 59 degrees 39 minutes 37 seconds, an arc distance of 607.27 feet to a point of tangency; thence North 02 degrees 34 minutes 24 seconds East, continuing on said East line, a distance of 0.37 feet to a point on the North line of the Northwest Quarter of said Section 16; thence South 88 degrees 09 minutes 47 seconds East, departing said East line, on said North line, a distance of 1232.10 feet to the POINT OF BEGINNING, containing 1,582,630 Square Feet or 36.3322 Acres, more or less.

# PROPERTY OWNER NOTIFICATION AFFIDAVIT City of Independence, Missouri

My Commission Expires:

STATE OF MISSOURI
COUNTY OF FACKSON
Case No. 19-125-02  I, Sett H. Janute of lawful age being first duly sworn upon oath, state:
That I am the (agent, owner, attorney) for the property for which the application was filed and did, not later than fifteen (15) days prior to the date of the public hearing scheduled before the Planning Commission and City Council, mail notices to all persons owning property within 185 feet of the subject property. The list of property owners to whom notice has been mailed is attached.
These notices were mailed on the 4th day of October 20.
Signature of Agent, Owner or Attorney
Subscribed and sworn to before me this 4th day of October, 20 19.
Enily J. Jackson Notary Public
EMILY G. JACKSON  My Appointment Expires September 1, 2023

Page 35 of 56

File No. 019-1971 Independence Commerce Center September 12, 2019 V PPLAT 0191971

Preliminary Plat Property Description

All that part of an unplatted tract of land, lying in the North Half of Section 16, Township 49 North, Range 31 West, in the City of Independence, Jackson County, Missouri, described as follows:

BEGINNING at the Northwest corner of the Northeast Quarter of Section 16, Township 49 North, Range 31 West; thence South 88 degrees 09 minutes 56 seconds East, on the North line of said Northeast Quarter, a distance of 182.03 feet to a point on the West line of Little Blue Parkway right of way, as established in Document 2007E0143663, said point also lying on a non-tangent curve; thence in a Southwesterly and Southerly direction, departing said North line, on said West line and on a curve to the left whose initial tangent bears South 39 degrees 59 minutes 57 seconds West, having a radius of 3929.72 feet, an arc distance of 1540.72 feet, through a central angle of 22 degrees 27 minutes 50 seconds, to a point; thence North 88 degrees 09 minutes 01 second West, departing said West line, a distance of 832.55 feet to a point on the East line of an existing 40-foot-wide Utility Easement, as established in Book 929, Page 1213; thence North 02 degrees 19 minutes 54 seconds East, on said East line, a distance of 649.92 feet to a point on the Easterly extension of the North line of an existing 50-foot-wide Drainage Easement, as established in Book 902, Page 1553; thence North 87 degrees 40 minutes 23 seconds West, departing said East line, on said North line, a distance of 386.01 feet to a point on the East line of S. Jackson Drive right of way, as established in Document 2009E0023712, said point also lying on a non-tangent curve; thence in a Northeasterly direction, departing said North line, on said East line and on a curve to the right whose initial tangent bears North 27 degrees 24 minutes 09 seconds East, having a radius of 483.00 feet, through a central angle of 34 degrees 49 minutes 46 seconds, an arc distance of 293.61 feet to a point of reverse curvature; thence in a Northeasterly and Northerly direction, continuing on said East line, and on the East line of S. Jackson Drive right of way as established in Document 2007E0134964 and in Document 2007E0134962, and on a curve to the left, having a radius of 583.20 feet, through a central angle of 59 degrees 39 minutes 37 seconds, an arc distance of 607.27 feet to a point of tangency; thence North 02 degrees 34 minutes 24 seconds East, continuing on said East line, a distance of 0.37 feet to a point on the North line of the Northwest Ouarter of said Section 16; thence South 88 degrees 09 minutes 47 seconds East, departing said East line, on said North line, a distance of 1232.10 feet to the POINT OF BEGINNING, containing 1,582,630 Square Feet or 36.3322 Acres, more or less.

# **UTILITY COMPANIES AND GOVERNING AGENCIES:**

111 E. MAPLE ST. INDEPENDENCE, MO 64050 CITY OF INDEPENDENCE CITY, MISSOURI 816.325.7000

CITY HALL FIRE DEPARTMENT 816.325.7123 816.325.7300 POLICE DEPARTMENT POWER & LIGHT 816.325.7500 816.325.7600 PUBLIC WORKS 816.325.7700 WATER 816.325.7711 WATER POLLUTION CONTROL

SPIRE GAS 3025 S.E. CLOVER LEES SUMMIT, MO 64082 816.756.5252

800.286.8313 AT&T 816.795.1100 COMCAST

# **ENGINEER:**

OLSSON BRETT LAURITSEN, P.E. 7301 WEST 133RD STREET, SUITE 200 OVERLAND PARK, KANSAS 66213

913.381.1170 blauritsen@olsson.com

# 972.233.0400

ARCHITECT:

ALLIANCE ARCHITECTS, INC.

RICHARDSON, TX 75080

CONTACT: SCOTT A. MEYER, AIA

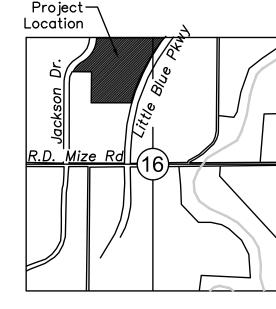
1600 N COLLINS BLVD - SUITE 1000

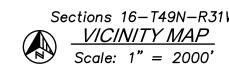
**DEVELOPER:** VANTRUST REAL ESTATE, LLC CONTACT: GRANT M. HARRISON 4900 MAIN ST. SUITE 400 KANSAS CITY, MO 64112 816.569.1441

GRANT.HARRISON@VANTRUSTRE.COM



**LOCATION MAP** 





	Sheet List Table
Sheet Number	Sheet Title
C1.0	COVER SHEET
C2.0	PLAT BOUNDARY PLAN
C3.0	OVERALL GENERAL LAYOU
C4.0	DIMENSION PLAN NORTH
C5.0	DIMENSION PLAN SOUTH
C6.0	GRADING PLAN NORTH
C7.0	GRADING PLAN SOUTH
C8.0	UTILITY PLAN
C9.0	SITE DRAINAGE PLAN
L1.0	LANDSCAPE PLAN NORTH
L2.0	LANDSCAPE PLAN SOUTH

E1.0 SITE LIGHTING PHOTOMETRICS PLAN NORTH E2.0 SITE LIGHTING PHOTOMETRICS PLAN SOUTH E3.0 SITE LIGHTING DETAILS AND SCHEDULES A1.0 EXTERIOR BUILDING ELEVATIONS

## Property Description

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BEGINNING at the Northwest corner of the Northeast Quarter of Section 16, Township 49 North, Range 31 West; thence South 88 degrees 09 minutes 56 seconds East, on the North line of said Northeast Quarter, a distance of 182.03 feet to a point on the West line of Little Blue Parkway right of way, as established in Document 2007E0143663, said point also lying on a non-tangent curve; thence in a Southwesterly and Southerly direction, departing said North line, on said West line and on a curve to the left whose initial tangent bears South 39 degrees 59 minutes 57 seconds West, having a radius of 3929.72 feet, an arc distance of 1540.72 feet, through a central angle of 22 degrees 27 minutes 50 seconds, to a point; thence North 88 degrees 09 minutes 01 second West, departing said West line, a distance of 832.55 feet to a point on the East line of an existing 40-foot-wide Utility Easement, as established in Book 929, Page 1213; thence North 02 degrees 19 minutes 54 seconds East, on said East line, a distance of 649.92 feet to a point on the Easterly extension of the North line of an existing 50-foot-wide Drainage Easement, as established in Book 902, Page 1553; thence North 87 degrees 40 minutes 23 seconds West, departing said East line, on said North line, a distance of 386.01 feet to a point on the East line of S. Jackson Drive right of way, as established in Document 2009E0023712, said point also lying on a non-tangent curve; thence in a Northeasterly direction, departing said North line, on said East line and on a curve to the right whose initial tangent bears North 27 degrees 24 minutes 09 seconds East, having a radius of 483.00 feet, through a central angle of 34 degrees 49 minutes 46 seconds, an arc distance of 293.61 feet to a point of reverse curvature; thence in a Northeasterly and Northerly direction, continuing on said East line, and on the East line of S. Jackson Drive right of way as established in Document 2007E0134964 and in Document 2007E0134962, and on a curve to the left, having a radius of 583.20 feet, through a central angle of 59 degrees 39 minutes 37 seconds, an arc distance of 607.27 feet to a point of tangency; thence North 02 degrees 34 minutes 24 seconds East, continuing on said East line, a distance of 0.37 feet to a point on the North line of the Northwest Quarter of said Section 16; thence South 88 degrees 09 minutes 47 seconds East, departing said East line, on said North line, a distance of 1232.10 feet to the POINT OF BEGINNING, containing 1,582,630 Square Feet or 36.3322 Acres, more or less.





	REV. NO.	DATE	DESCRIPTION	ВУ
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2019		æ	REVISIONS	

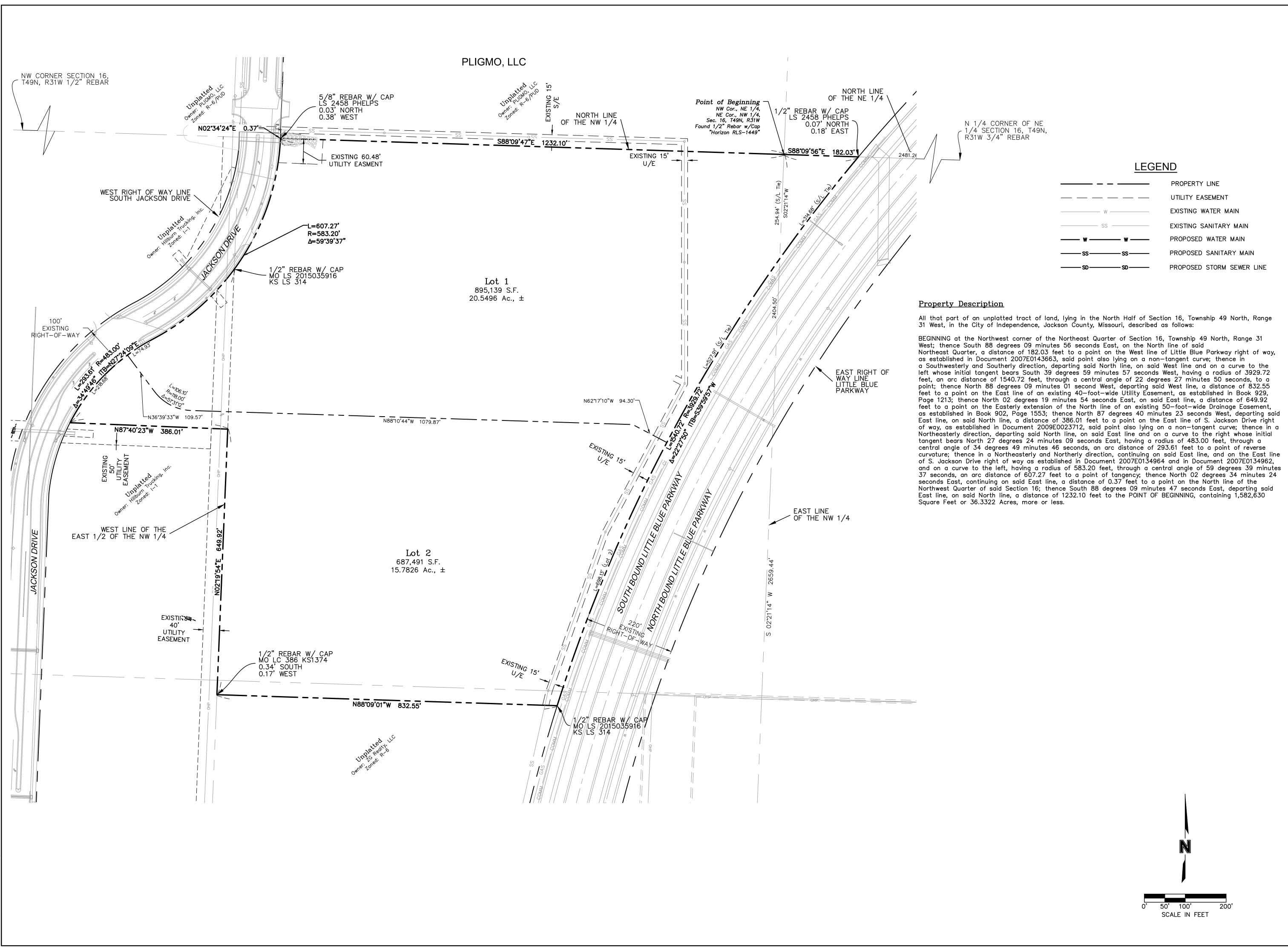
COVER SHEET
RELIMINARY SITE DEVELOPMENT <u>.</u> INDEPENDENCE COMMER( LITTLE BLUE PARKWAY &

checked by: approved by: QA/QC by: project no.: 019-1971

drawing no.:C\_COV\_0191971.dwg

SHEET

Know what's below. Call before you dig.



**SSO**West 133rd Street, Suite 200 TEL 913.38

ALLIANCE

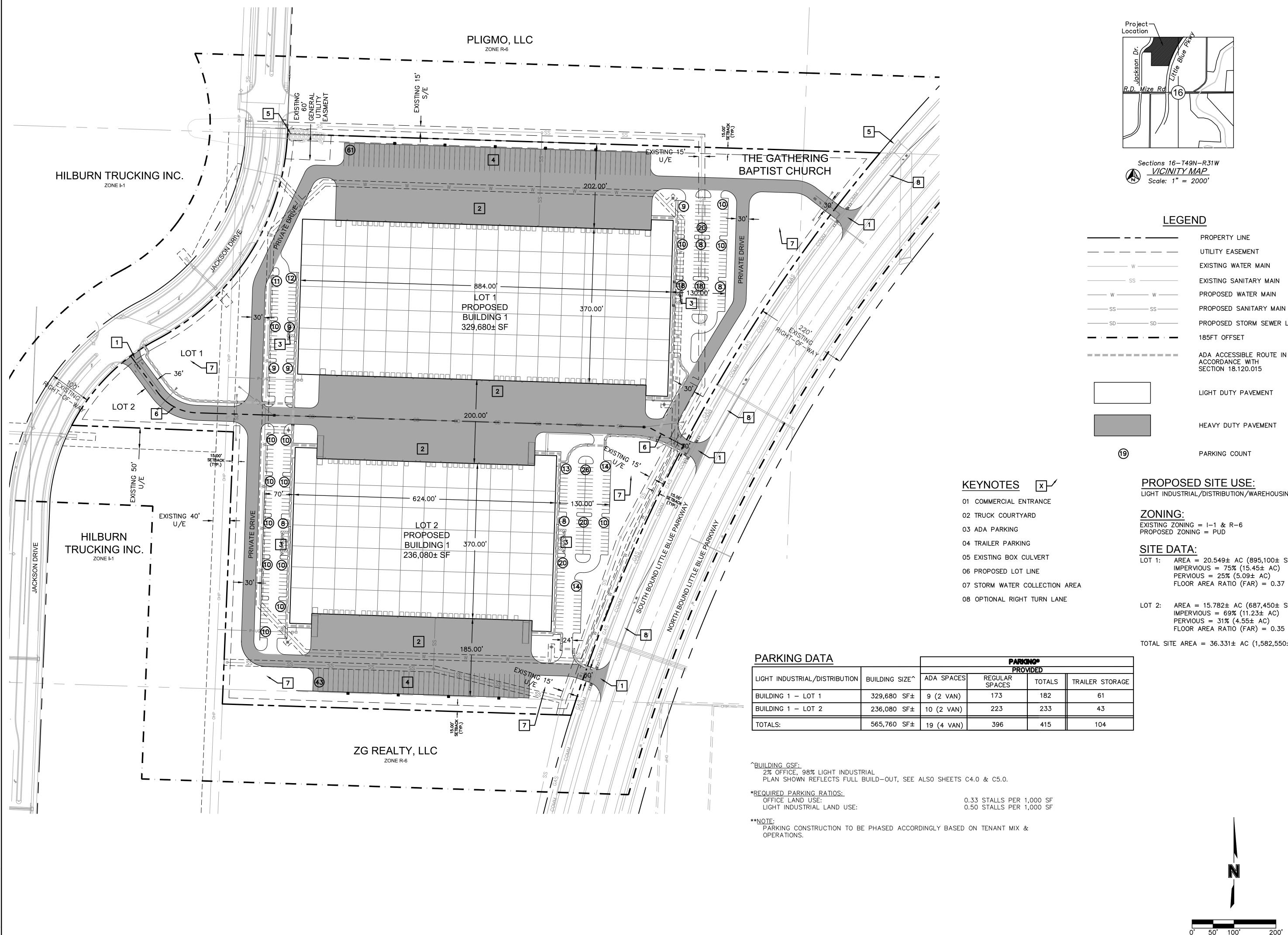
Van Trust

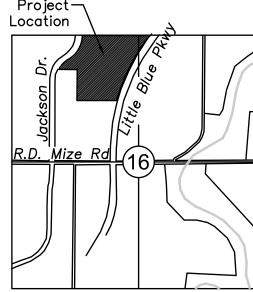
PLAT BOUNDARY PLAN
PRELIMINARY SITE DEVELOPMENT PL
INDEPENDENCE COMMERCE CENTE
LITTLE BLUE PARKWAY & R.D. MIZE

drawn by:
checked by:
approved by:
QA/QC by:
project no.:

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SHEET





UTILITY EASEMENT EXISTING WATER MAIN EXISTING SANITARY MAIN PROPOSED WATER MAIN PROPOSED SANITARY MAIN PROPOSED STORM SEWER LINE 185FT OFFSET ADA ACCESSIBLE ROUTE IN ACCORDANCE WITH SECTION 18.120.015

LIGHT DUTY PAVEMENT

HEAVY DUTY PAVEMENT

### PROPOSED SITE USE: LIGHT INDUSTRIAL/DISTRIBUTION/WAREHOUSING

LOT 1: AREA = 20.549± AC (895,100± SF)

IMPERVIOUS = 75% (15.45± AC)

PERVIOUS = 25% (5.09± AC)

FLOOR AREA RATIO (FAR) = 0.37

LOT 2: AREA =  $15.782 \pm AC (687,450 \pm SF)$  $IMPERVIOUS = 69\% (11.23 \pm AC)$ 

EXISTING ZONING = I-1 & R-6 PROPOSED ZONING = PUD

PERVIOUS = 31% (4.55± AC)

TOTAL SITE AREA =  $36.331 \pm AC (1,582,550 \pm SF)$ 

SCALE IN FEET

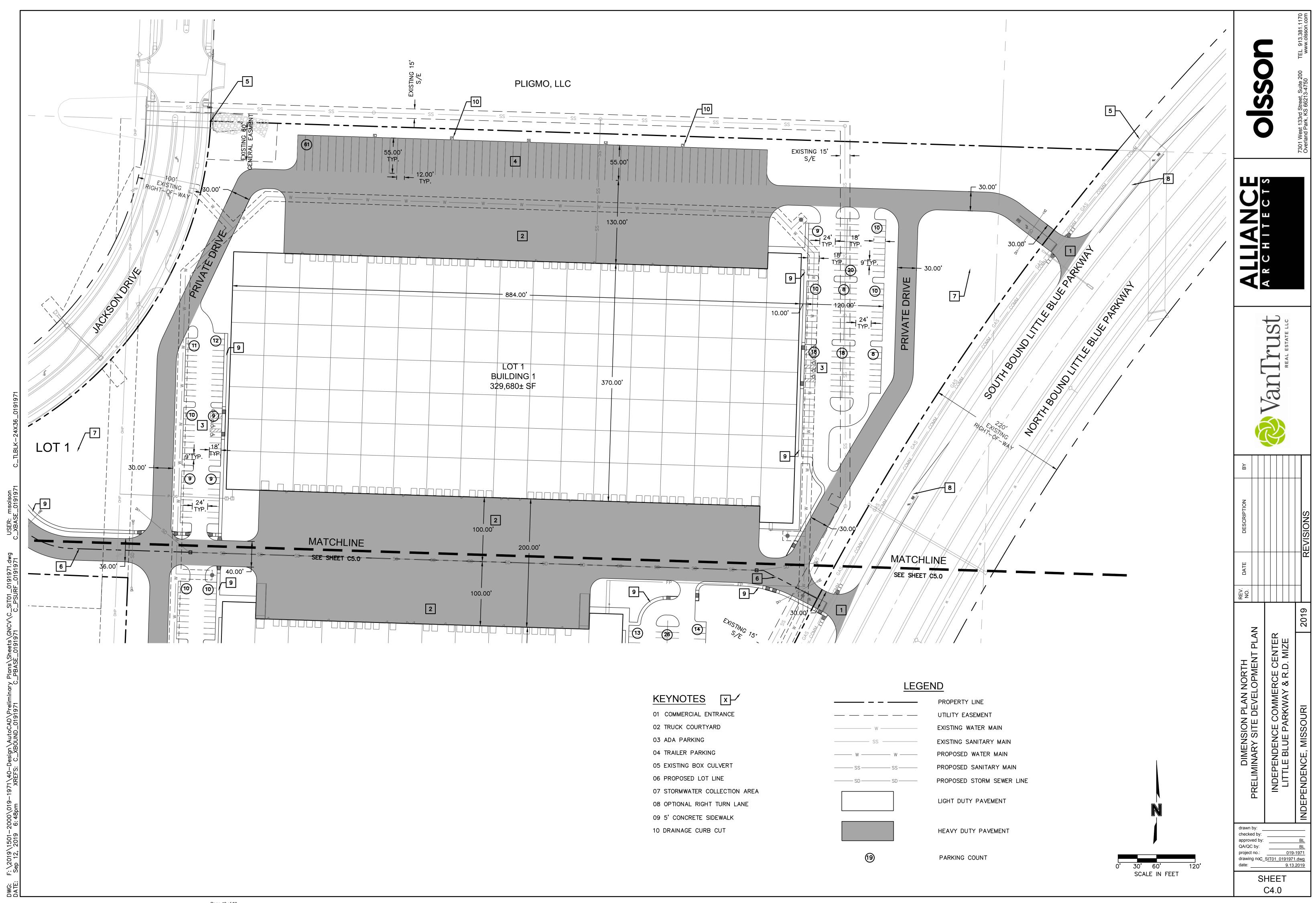
INDEPENDENCE COMMERCE CENTE LITTLE BLUE PARKWAY & R.D. MIZE OVERALL GENERAL LAYOUT PRELIMINARY SITE DEVELOPMENT checked by: approved by: QA/QC by:

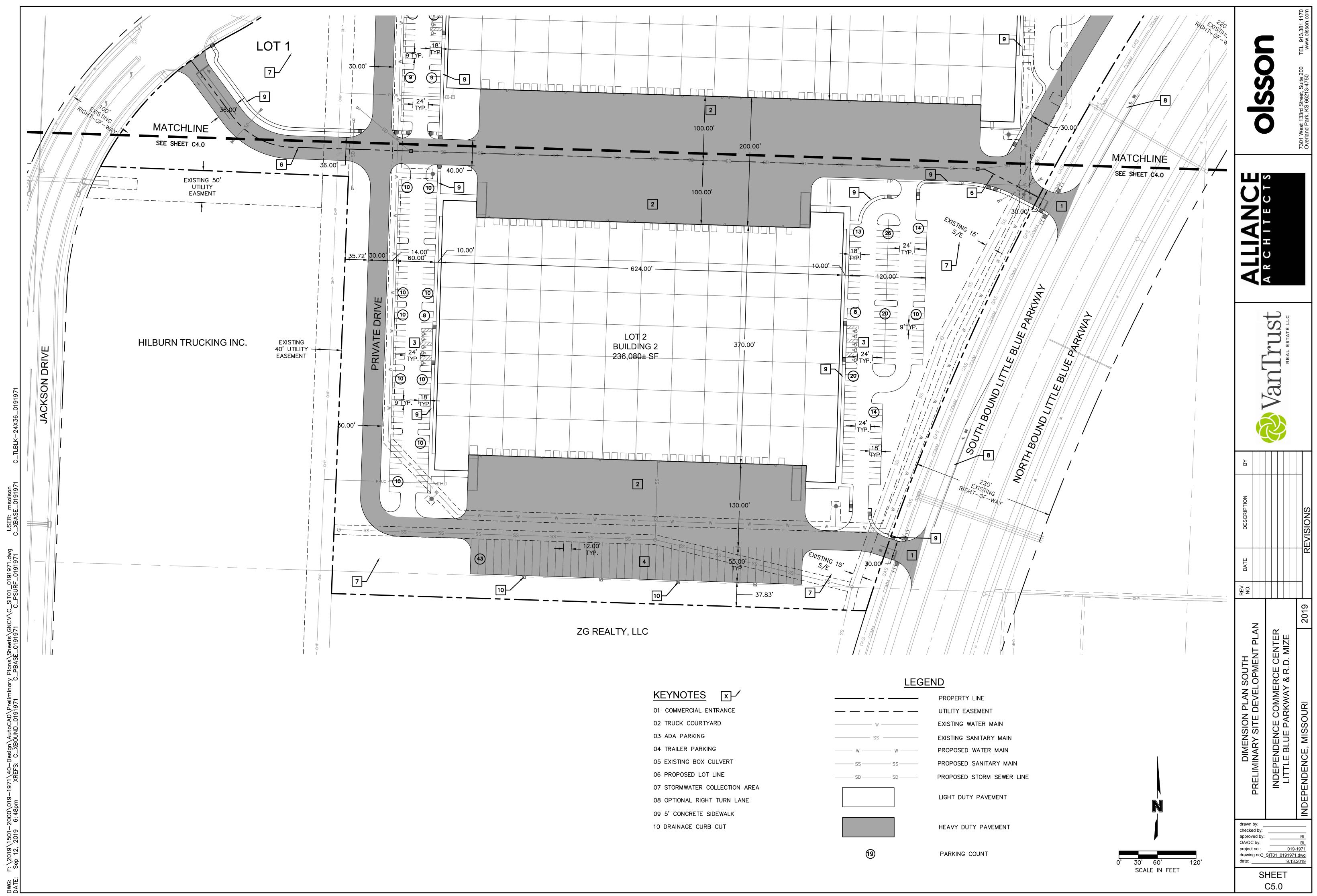
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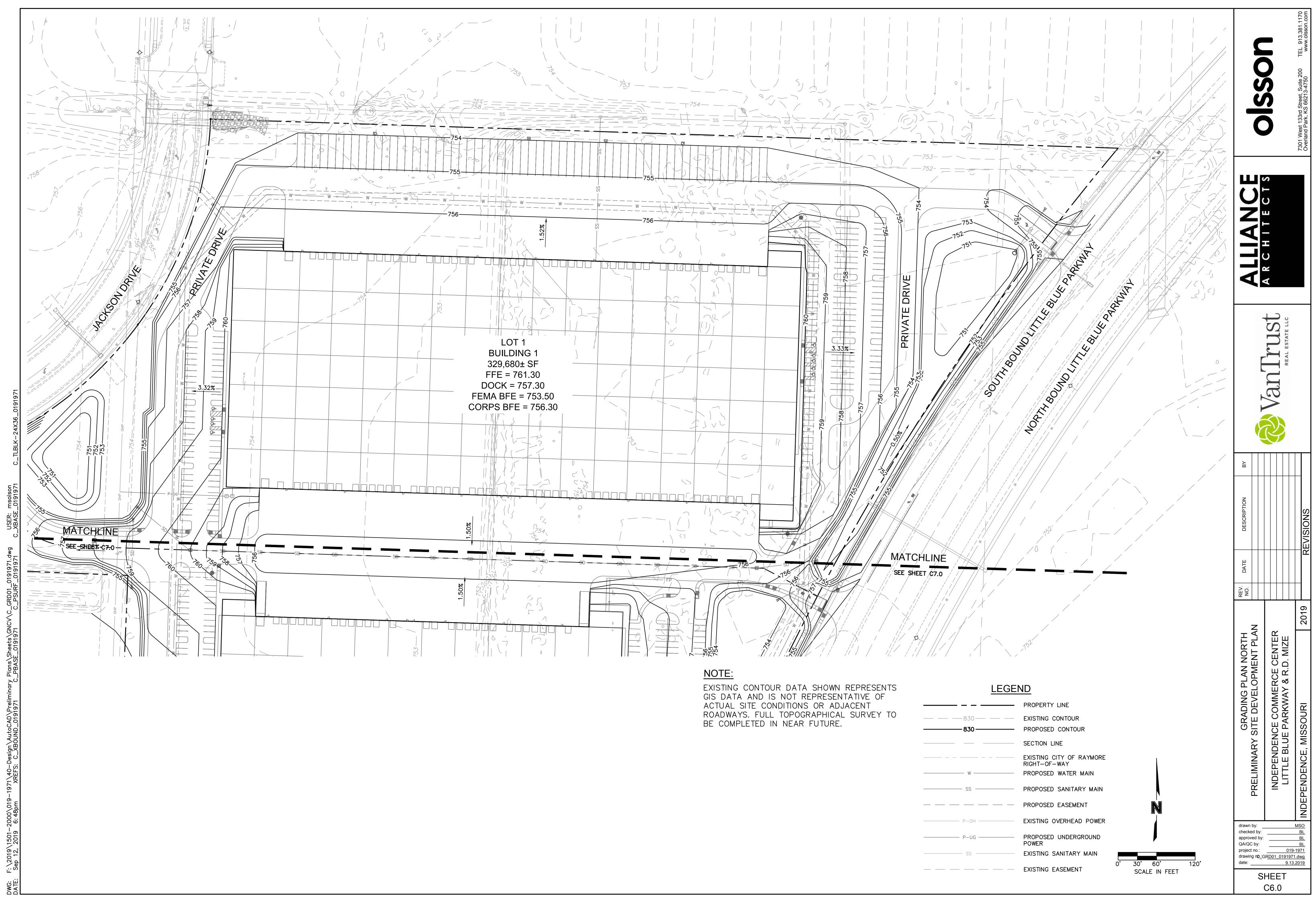
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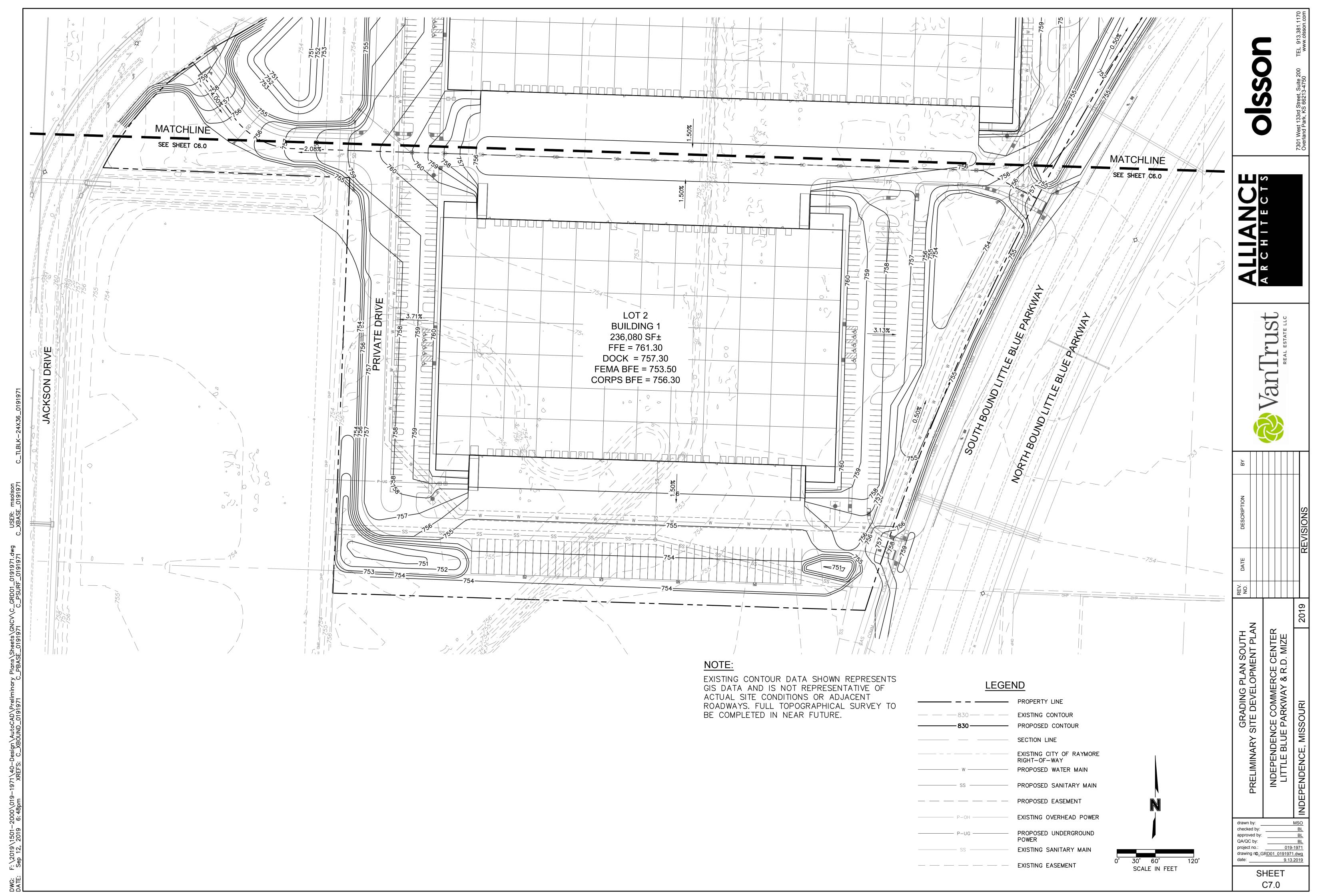
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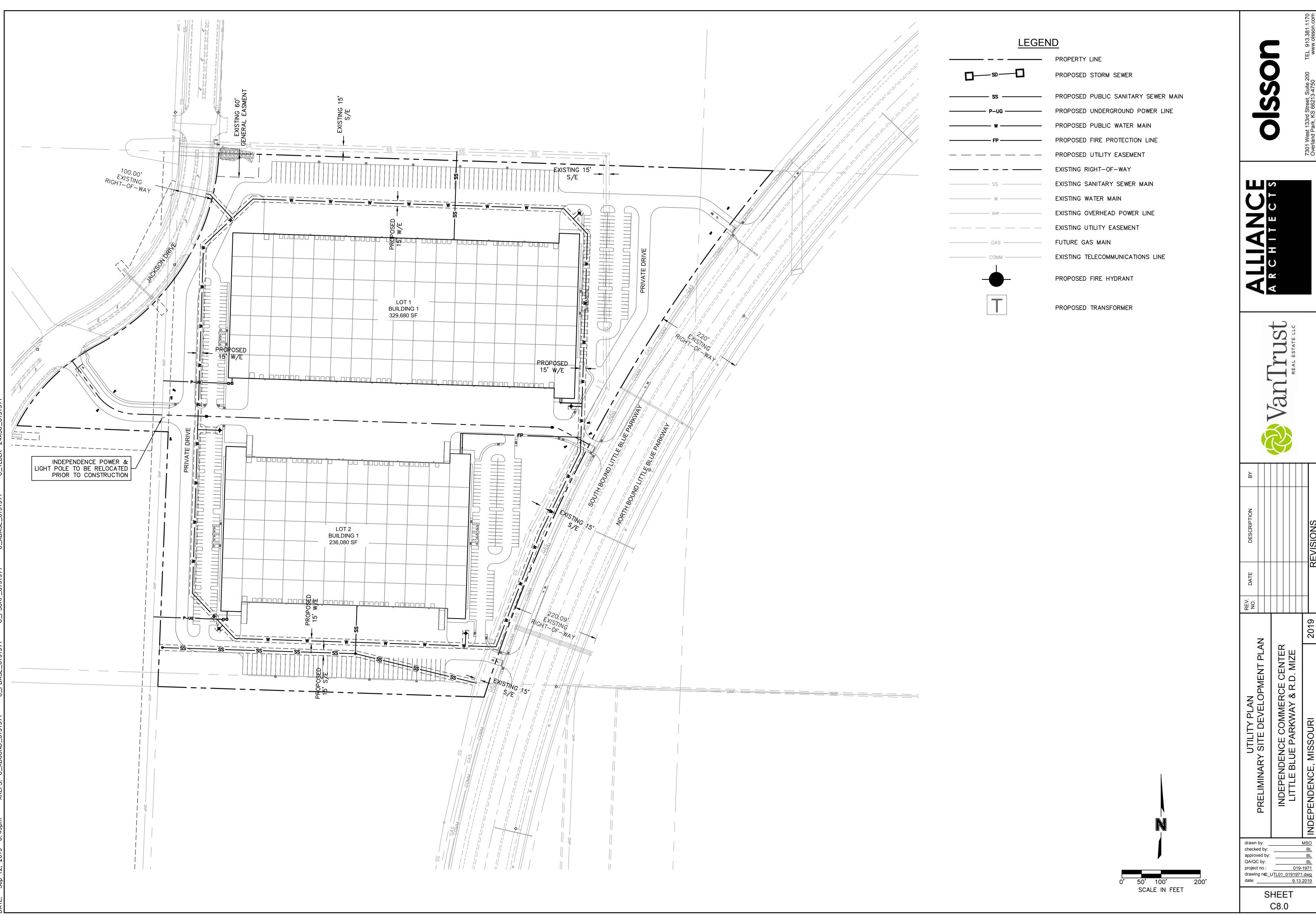
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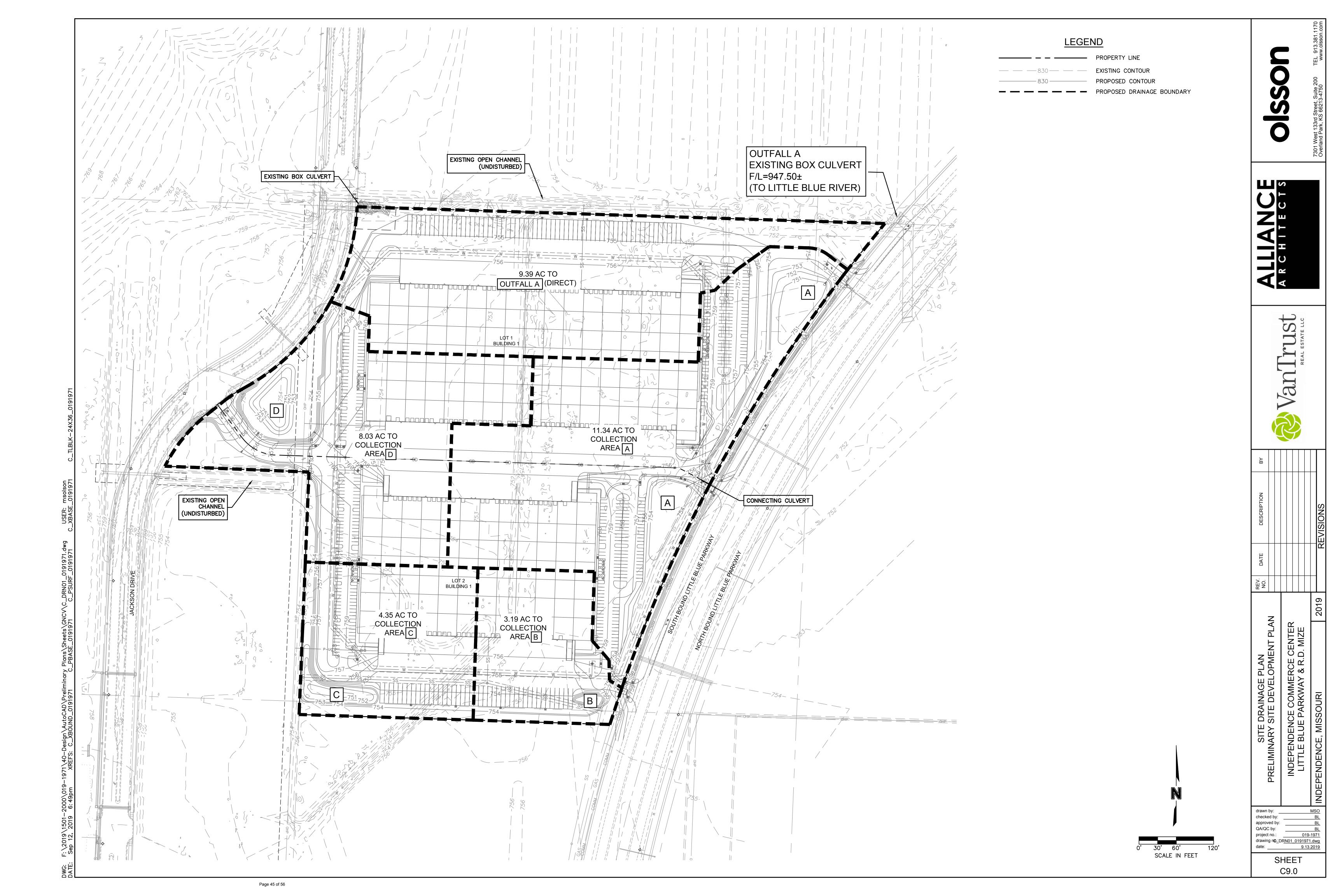


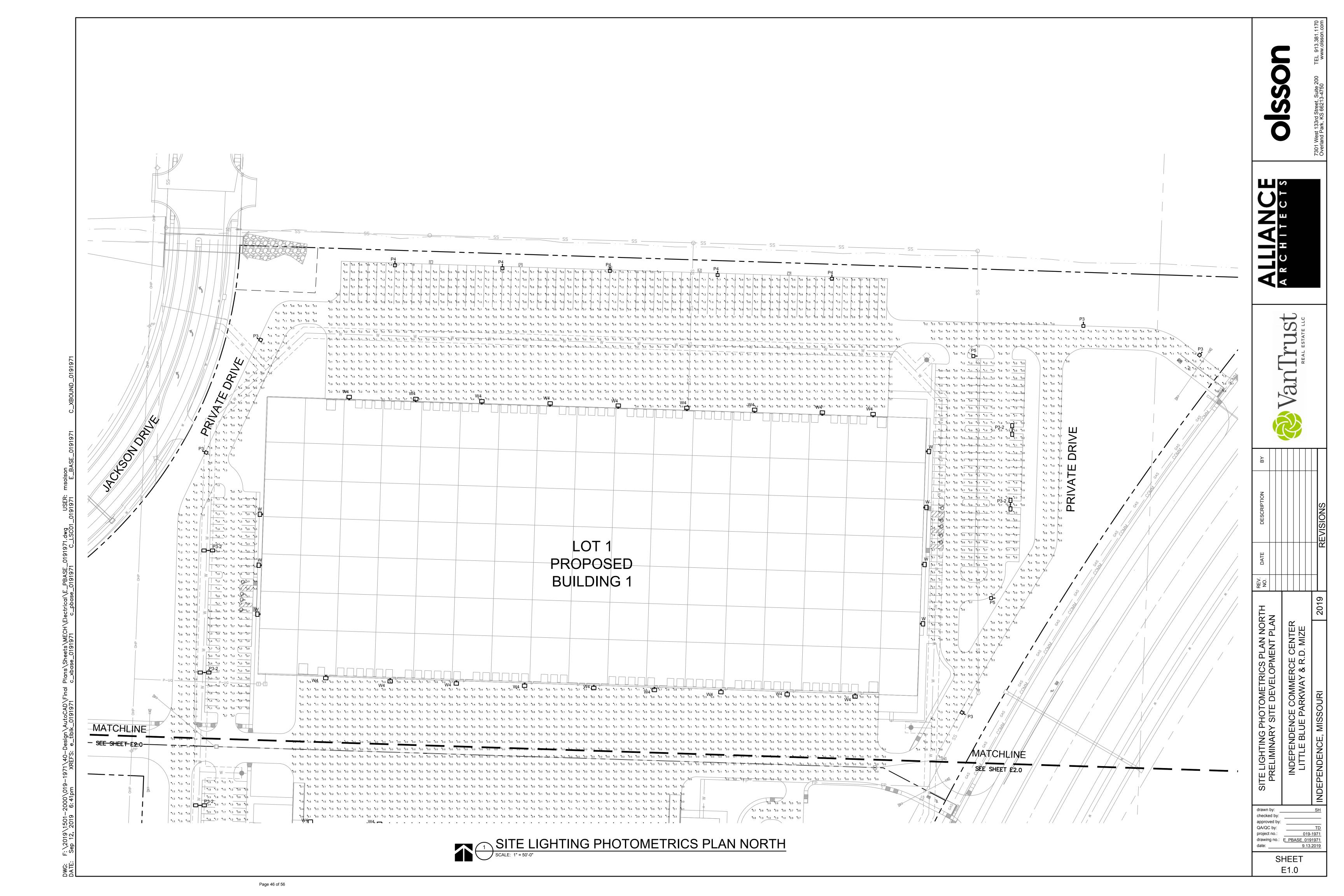


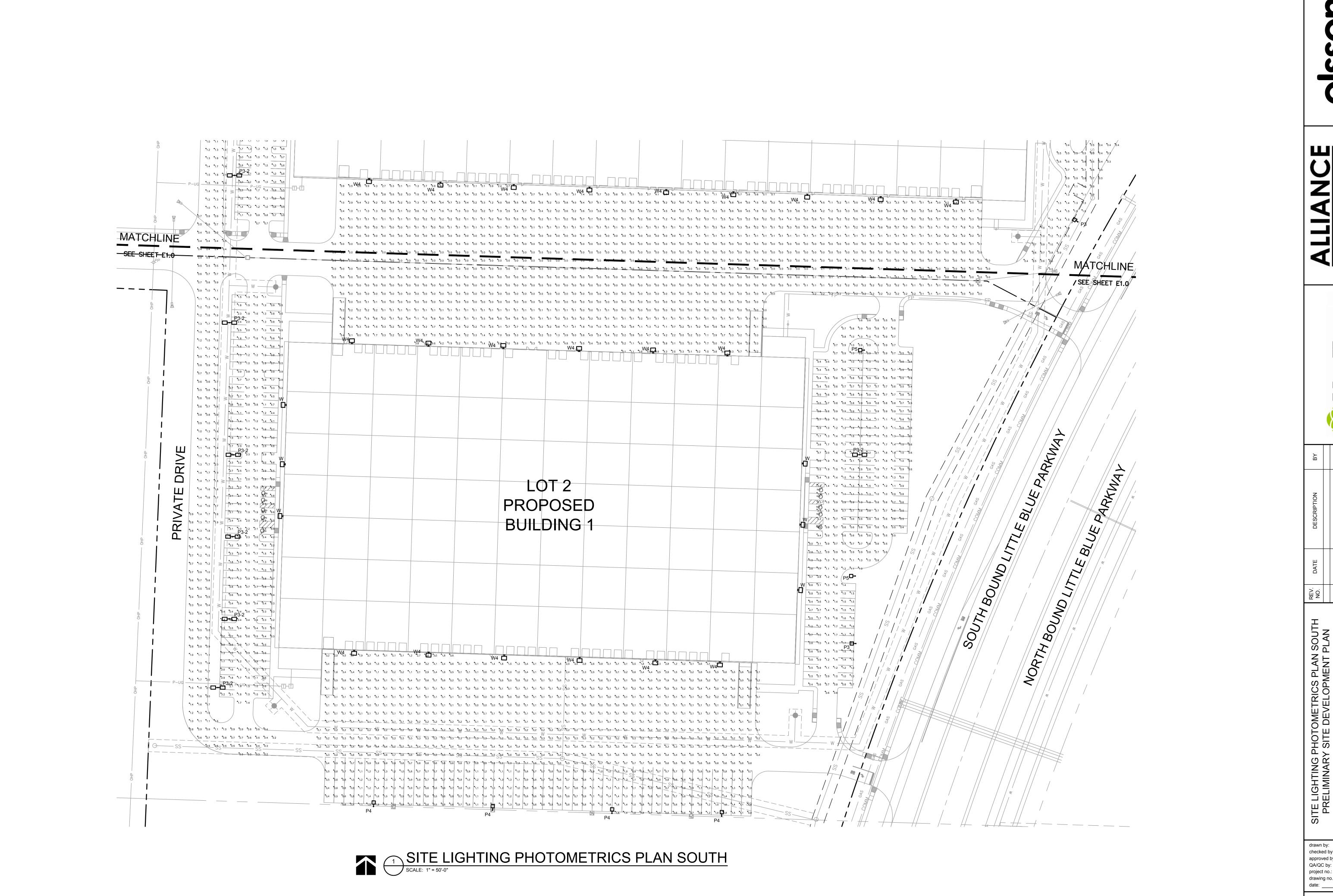


INDEPENDENCE COMMERCE CENTE LITTLE BLUE PARKWAY & R.D. MIZE

SHEET







**OSSI** West 133rd Street, Suite 200 TFL 913.2

ALLIANCE

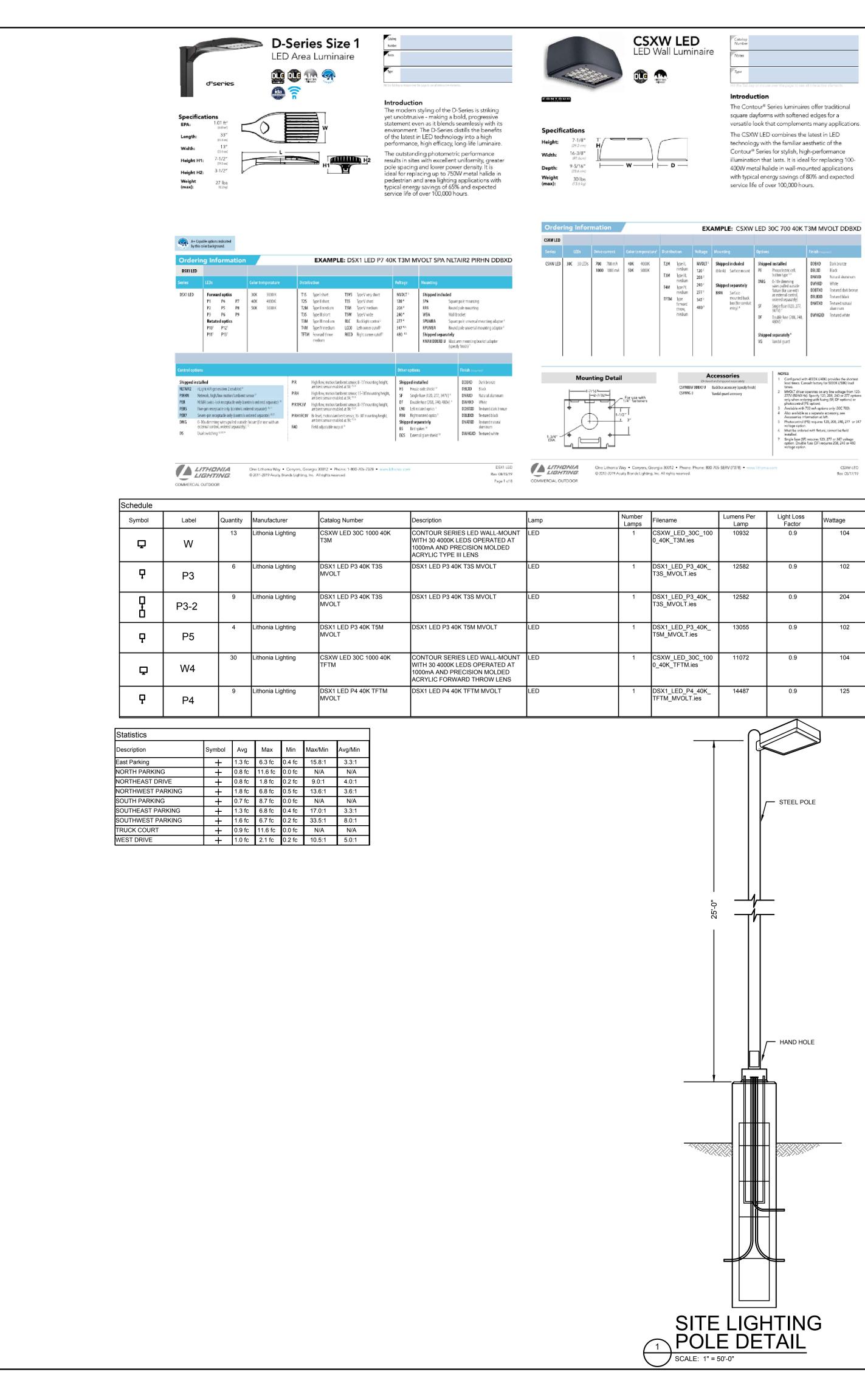
Van Trust

PLAN SOUTH REV. DATE DESCRIPTION BY NO. DATE DESCRIPTION BY E.C. DATE DESCRIPTION BY BY S.D. MIZE

SITE LIGHTING PHOTOMETRICS PLAN SOL PRELIMINARY SITE DEVELOPMENT PLAI INDEPENDENCE COMMERCE CENTER LITTLE BLUE PARKWAY & R.D. MIZE

drawn by: SH
checked by:
approved by:
QA/QC by: TD
project no.: 019-1971
drawing no.: E PBASE 0191971
date: 9.13.2019

SHEET E2.0



The Contour® Series luminaires offer traditional

versatile look that complements many applications.

square dayforms with softened edges for a

The CSXW LED combines the latest in LED

technology with the familiar aesthetic of the Contour® Series for stylish, high-performance

illumination that lasts. It is ideal for replacing 100-

400W metal halide in wall-mounted applications

with typical energy savings of 80% and expected

Shipped installed
PE Photoelectric cell, DBLXD Black
DMG 0-10v dimming wires pulled outside future flor use with an external control, cordered separately)
SF Single fuse (120, 227, 347V)

DMXDD Dark bronze
DMXDD Black
DMXDD Mhite
DDBTXD Testured dark bronze
DBLRXD Testured dark bronze
DBLRXD Testured dark bronze
DMXDD Testured dark bronze

Double fuse (208, 240) DWHGXD Textured white 480V)?

NOTES
1 Configured with 4000K (/40K) provides the shortest lead times. Consult fectory for 5000K (/50K) lead times.

transe.

Involut driver operates on any line voltage from 1202771 (BMO) High, Specify 120, 288, 240 or 277 options
only when ordering with fusing (St, DF options) or
photocontrol OFE aptions.

Available with 700 mA options only 300 C 700.

Also arrisible se a separate accessory, see
Accessories information at left.

Photocontrol (PE) requires 120, 208, 248, 277 or 347
voltage option.

Must be ordered with future; cannot be field
installed.

Single fase (SF) requires 120, 277 or 347 voltage
option. Double fuse (DF) requires 208, 240 or 480
voltage option.

204

104

Light Loss Factor

0.9

0.9

0.9

STEEL POLE

HAND HOLE

Lumens Per

Lamp

10932

12582

12582

13055

11072

14487

service life of over 100,000 hours.

Shipped separately \* Vandal guard

J.

**A** 



INDEPENDENCE COMMERCE CENTER LITTLE BLUE PARKWAY & R.D. MIZE

SITE LIGHTING DETAILS AND SCHEDULES PRELIMINARY SITE DEVELOPMENT PLAN

drawn by: checked by: approved by:

QA/QC by:

project no.:

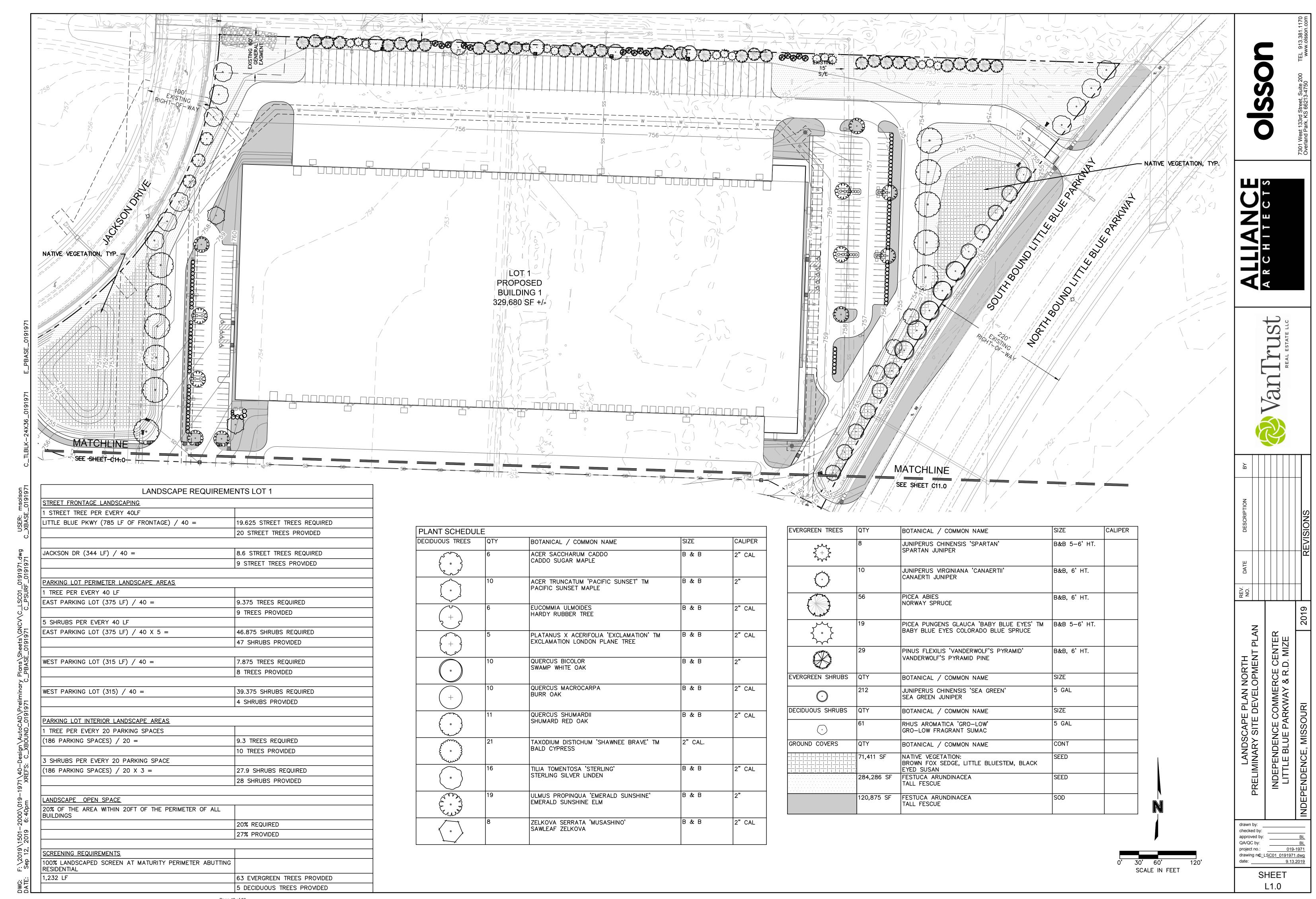
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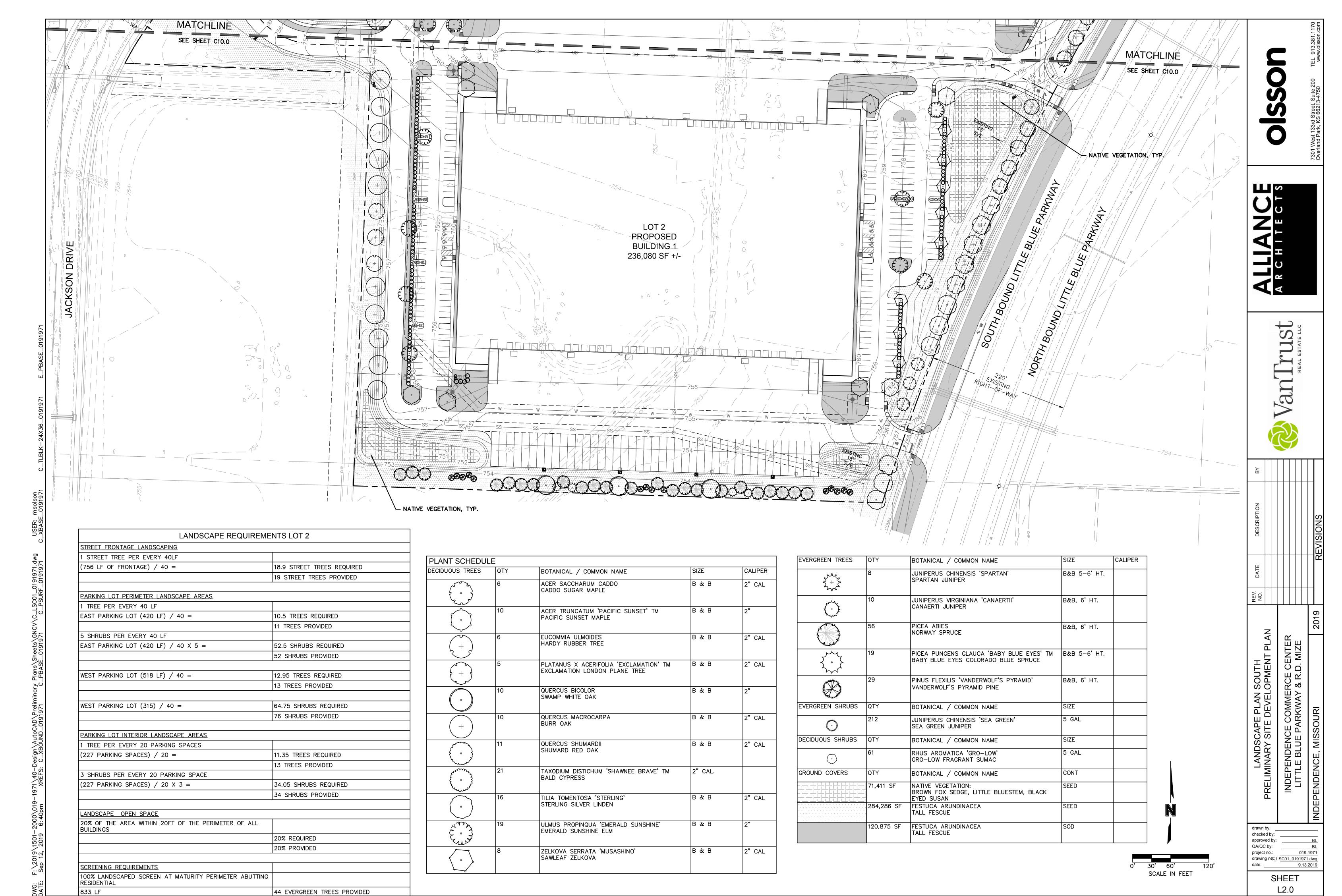
E PBASE 0191971

date:

9.13.2019

SHEET E3.0





# City of Independence

### AGENDA ITEM COVER SHEET

### **Agenda Title:**

Case 19-175-04 – Unified Development Ordinance Amendment - The City proposes Unified Development Ordinance Amendment #40 pertaining to Short-Term Rentals.

Department:	Contact Person:
REVIEWERS:	
Planning Commission	Approved
Council Action:	Council Action:

### **ATTACHMENTS:**

- Staff Report
- UDO Changes



# Planning Commission Staff Report

**MEETING DATE:** October 22, 2019 **STAFF:** Jordan Ellena, Development Manager

**PROJECT NAME:** UDO Amendment #40 – Short Term Rental Restrictions

CASE NUMBER / REQUEST: 19-175-04 – UDO Amend #40 – Short Term Rental Restrictions

**APPLICANT:** City of Independnece

#### **PUBLIC NOTICE:**

§ Public notice published in Independence Examiner – October 5, 2019

#### **RECOMMENDATION**

Staff recommends **APPROVAL** of the proposed amendment to the Unified Development Ordinance.

#### PROJECT DESCRIPTION & BACKGROUND INFORMATION

#### PROJECT DESCRIPTION:

The City proposes Amendment #40 to the Unified Development Ordinance (UDO) related to additional Short Term Rental requirements.

#### **BACKGROUND & HISTORY:**

This amendment would impose additional restrictions on Short Term Rentals. In line with other municipalities around the country, the City of Independence adopted UDO Amendment #35 in November of 2018, to regulate Short Term Rentals. After initial Short Term Rental cases began to come forward it was clear that additional restrictions were needed to address the concerns of neighbors. This amendment would impose the following restrictions on Short Term Rentals:

- 1. Limit the number of Short Term Rentals a single owner can operate to no more than five (5).
- 2. Limit the density of Short Term Rentals to no more than one (1) per eight (8) structure on a block face as defined.
- 3. Require all Short Term Rentals to obtain a Rental Ready inspection prior to their annual business license renewal, beginning July 1, 2020.

The attached exhibit includes the proposed new text to be added as sections 14-420-06, 14-420-07, and 14-420-08. The existing sections shall be renumbered accordingly.

#### **EXHIBITS**

1. Proposed Amendment

#### 14-420-06 Limit on Short Term Rentals Operated by Single Owner

A single property owner shall be limited to operate no more than five (5) short term rentals.

#### 14-420-07 **Density Limitations**

Short Term Rentals shall be limited to no more than one (1) per eight (8) structures on a block face in residential districts. On block faces with fewer than eight (8) structures one (1) short term rental shall be permitted. A block face is defined as one side of a street, from one intersecting or intercepting street to the next, excluding alleys. Residential structures are determined by the mailing address assigned to each.

#### 14-420-08 Rental Inspections Required

14-420-08-A Beginning July 1, 2020, all Short Term Rentals must obtain a Rental Ready inspection prior to renewal of their annual business license.

14-420-08-B A valid rental unit inspection for shall be submitted to the City in the form and manner prescribed by the City as part of the annual business license renewal process.

14-420-08-C Any rental dwelling that has been inspected for any reason may submit that inspection report provided the inspection is no older then twelve (12) months.

# City of Independence

## AGENDA ITEM COVER SHEET

Agenda Title:		
October 8, 2019		
Department:	Contact Person:	
REVIEWERS:		
Planning Commission	Approved	
Council Action:	Council Action:	
ATTACHMENTS:		
n Draft PC Minutes		

# MINUTES INDEPENDENCE CITY PLANNING COMMISSION October 8, 2019

MEMBERS PRESENT STAFF PRESENT

Eric Ashbaugh, Chair Stuart Borders – Senior Planner Cindy McClain Mitch Langford – City Prosecutor

Bill Preston Tom Scannell – Community Development Director

Heather Wiley Katie Horner – City Engineer

Virginia Ferguson

A meeting of the Independence City Planning Commission was held at 6:00 p.m. on October 8, 2019, in the Independence City Hall Council Chambers (lower level, north entrance), 111 E. Maple Avenue in Independence, Missouri. The meeting was called to order.

#### **PUBLIC HEARING**

Stuart Borders stated there would be one presentation for the two cases on the agenda. He noted they will be voted on separately.

Case #19-100-12 – Rezoning – Southeast corner, Little Blue Parkway and Valley View Parkway

**Case #19-310-04 – Preliminary Plat – Grace Subdivision** 

#### **Staff Presentation**

Stuart Borders presented the case. Mr. Borders presented the Commission with a vicinity map, noting the area and surrounding zoning. He presented the Commission with an aerial map indicating the project area and explained the surrounding land uses. Mr. Borders went over proposed conditions on the preliminary plat.

In response to Chairman Ashbaugh's question, City Engineer Katie Horner stated the traffic engineer has spent a lot of time reviewing the traffic impact studies submitted by the applicant. Ms. Horner explained instead of yellow striping at the intersection, there would be a left turn lane. Ms. Horner explained where this intersection is located on the plat.

Chairman Ashbaugh asked what would determine if a light should need installed. Ms. Horner stated there are national standards that determine when a traffic light is needed. She stated the City will put in a light when certain conditions are met. Ms. Horner stated they are comfortable with this project and there would not be a traffic signals at this time.

#### **Applicant Comments**

Douglas Stone, attorney with Lewis Rice, representing the applicant, stated he's available for any questions.

Joshuah Barcus, Associate Engineer with Stock and Associates provided an updated plat with the proposed left turn lane that Ms. Horner outlined.

In response to Chairman Ashbaugh's question, Mr. Barcus explained where Valley View Parkway and Valley View Road intersect. Mr. Barcus stated the existing island on Valley View Parkway would be finished and two lanes would continue to exist. Mr. Barcus stated currently there is one left turn lane, one through lane and one right turn lane on Little Blue Parkway.

Mr. Stone presented an updated color plat and discussed where they have planned the apartment buildings, clubhouse, amphitheater and a dog park.

Commissioner McClain asked if there are any plans for a bicycle trail. Tim Reese, the Developer with Grace Holdings stated they have a trail planned in the center of the site and intend to have a pedestrian friendly community.

In response to Chairman Ashbaugh's question, Mr. Reese stated the target rent is \$1.50 per square foot, so a 1000 square-foot apartment would be \$1,500 a month. Mr. Reese stated his company has completed three projects in the St. Louis area. He noted those projects were single building projects but will have similar amenities.

#### **Public Comments**

There were no public comments.

#### Motion

Commissioner Preston made a motion to approve Case #19-100-12 – Rezoning – Southeast corner, Little Blue Parkway and Valley View Parkway, as presented. Commissioner Ferguson seconded the motion. The motion passed with five affirmative votes.

Commissioner Preston made a motion to approve Case #19-310-04 – Preliminary Plat – Grace Subdivision, as presented with conditions. Commissioner Wiley seconded the motion. The motion passed with five affirmative votes.

#### **APPROVAL OF MINUTES**

The minutes of the August 27, 2019 and September 24, 2019 Planning Commission meetings were approved, after amending one scrivener's error in the September 24, 2019 draft minutes.

#### **ROUNDTABLE**

Commissioner Preston requested David Vogel provide an update on the Kentucky Hills neighborhood. David Vogel, 403 W Colonel Drive, stated his neighborhood as started a Homeowners Association to keep everyone in the neighborhood updated. Mr. Vogel stated they have also started a Neighborhood Watch and conduct block meetings.

#### **ADJOURNMENT**

The meeting was adjourned at 6:39 p.m.